# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **People of MI v Minh T Ly**
Docket No. **265958**
L.C. No. **05-000312-FH**

E. Thomas Fitzgerald, Judge, acting under MCR 7.217 and MCR 7.219(I), orders:

The above appeal is DISMISSED for want of prosecution, appellant having failed to ensure the timely filing of the transcript.

Hillard Fried (P37934), retained counsel for appellant, shall pay to the Clerk of this Court, within 21 days of the certification of this order, court costs in the sum of $250 for allowing this appeal to appear on the involuntary dismissal docket. Such costs are personal to the attorney and shall not be charged back to the defendant.

It is further ordered that the motion to withdraw as counsel is STRICKEN for failure to comply with this Court's letter of July 13, 2006, requesting a proof of service of the motion on defendant-appellant, Minh T. Ly, at his last know address.

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

AUG 16 2006
Date

Sandra Schultz Mengel
Chief Clerk