# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **People of MI v Anthony James Pellegrino**
Docket No. **267687**
L.C. No. **2005-201797-FH**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The delayed application for leave to appeal is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). This Court provided notice regarding the nature of the defects in this filing, and retained counsel did not correct the defects in a timely manner by providing this Court with five copies of a delayed application for leave to appeal that conforms to MCR 7.212(C), five copies of a current set of the circuit court's register of actions, five copies of the judgment of sentence to be appealed, a copy of the transcripts required by MCR 7.205(B)(4), a copy of the presentence investigation report, four additional copies of the statement of facts explaining the reasons for delay, and a proof of service that a copy of the conforming application was sent to the prosecutor. Dismissal is without prejudice to whatever other relief may be available consistent with the court rules.

The Clerk's Office is directed to mail a copy of this order to defendant, who is advised that MCR 7.215(I)(1) provides a 21-day period in which to move for reinstatement of this appeal. If defendant wants to file such a motion, he must file it within 21 days of the certification of this order.

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

MAY 17 2006
Date

Sandra Schultz Mengel
Chief Clerk