IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Alphonso Demario Stewart**
Docket No. **269339**
L.C. No. **04-015159-FC**

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 and motion to file application filed on March 29, 2006, are DISMISSED because appellant failed to file the application within 12 months of the March 24, 2005 judgment of sentence as required by MCR 7.205(F)(3). The Court of Appeals lacks the authority to extend the time to file the application because the filing of the application is a jurisdictional act. See MCR 7.216(B).

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

APR - 7 2006
Date

Sandra Schultz Mengel
Chief Clerk