IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Tracy Alexander Martin**
Docket No. **275275**
L.C. No. **92-003857-FC**

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

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). The issue raised by defendant is neither an issue regarding newly discovered evidence, nor an issue regarding a retroactive change in the law. See MCR 6.502(G)(2).

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

JAN 11 2007
Date

Sandra Schultz Mengel
Chief Clerk