Court of Appeals, State of Michigan

ORDER

People of MI v Troy L. Davis

Docket No. 277870

LC No. 06-010480 FY

Stephen L. Borrello
Presiding Judge

Peter D. O'Connell

Bill Schuette
Judges

Pursuant to the Supreme Court's remand order entered December 5, 2007, this matter is REMANDED to the Bay Circuit Court "for factual determinations concerning the reasonable and customary hourly fees paid to experts of the type sought by the defendant, the hourly fees paid to the proposed defense expert by the prosecution in prior cases, and whether the fee cap set in this case effectively precludes the defendant from access to an expert witness."

The trial court is to hear and decide the matter within 42 days of the Clerk's certification of this order. Appellant must file with the Clerk of this Court copies of all orders entered on remand within 14 days after entry.

The trial court is to make the factual determinations on the record. The trial court is to cause a transcript of any hearing on remand to be prepared and filed within 21 days after completion of the proceedings.

This Court retains jurisdiction in the case, and the time for proceeding with this interlocutory criminal appeal in this Court begins upon issuance of an order in the trial court that disposes of the remand proceedings.

COURT OF APPEALS OF THE STATE OF MICHIGAN
TUEBOR
CIRCUMSPICE
1965

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

DEC 27 2007
Date

Sandra Schultz Mengel
Chief Clerk