Court of Appeals, State of Michigan

ORDER

People of MI v Anthony Edward Ciavone

Docket No. 256187

LC No. 03-014160 01

Brian K. Zahra
Presiding Judge

Helene N. White

Peter D. O'Connell
Judges

The motion for reconsideration is HELD IN ABEYANCE, pending further order of the Court.

This matter is remanded to the trial court to determine why appellate counsel did not pursue the issues that were the subject of this Court's order of remand dated January 13, 2006. **The trial court is to hear and address this matter within 28 days of the Clerk's certification of this order.**

To the extent the trial court concludes that the failure to pursue the issues that were the subject of this Court's January 13, 2006 order was not the result of sound litigation strategy, **the trial court is to hear and decide those issues within 56 days of the Clerk's certification of this order.**

The trial court shall state its findings, conclusions and reasoning with respect to both inquiries either in a written opinion or orally 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 cause.

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

JAN 30 2008
Date

Sandra Schultz Mengel
Chief Clerk