Court of Appeals, State of Michigan

ORDER

People of MI v Billy Sullivan

Docket No. 289287

LC No. 08-010074-01-FC

Karen M. Fort Hood
Presiding Judge

Kurtis T. Wilder

Kirsten Frank Kelly
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED for failure to persuade the Court of the need to remand at this time, the motion lacking affidavits to establish that the excited utterance exception applies, lacking an affidavit to show the testimony that might have been given by Jeff Strickland had his testimony been allowed, and lacking a transcript or copy of defendant-appellant's prior statement that was read to the jury to place the alleged prejudice in the context of the evidence against defendant-appellant.

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

MAY 28 2009
Date

Sandra Schultz Mengel
Chief Clerk