

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Brian Scott Urbanawiz

Docket No. 296529

LC No. 04-001853-FH

Deborah A. Servitto  
Presiding Judge

Henry William Saad

Elizabeth L. Gleicher  
Judges

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The Court, acting under MCR 7.203(F)(2), orders that:

The motion for reconsideration is DENIED. The delayed application for leave to appeal is untimely where it was received and docketed by this Court on February 18, 2010, more than twelve months after the order defendant sought to appeal. MCR 7.205(F)(3). The prison mailbox rule, MCR 7.205(A)(3), did not become effective until May 1, 2010, and does not apply to defendant's application.

Gleicher, J., would grant the motion for reconsideration.



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

JUN 24 2010  
Date

Sandra Schultz Mengel  
Chief Clerk