

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Victor Jones

Docket No. 300597

LC No. 2009-015656 FH

Brian K. Zahra  
Presiding Judge

Christopher M. Murray

Karen M. Fort Hood  
Judges

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In lieu of granting defendant's delayed application for leave to appeal, we vacate the portion of defendant's judgment of sentence requiring that he serve an additional 9 months in jail if he cannot pay costs. We further order that before enforcing the payment of costs the trial court conduct a hearing to determine whether defendant has the ability to pay. *People v Jackson*, 483 Mich 271; 769 NW2d 630 (2009). We do not retain jurisdiction.



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

NOV 29 2010  
Date

*Sandra Schultz Mengel*  
Chief Clerk