

Court of Appeals, State of Michigan

ORDER

People of MI v Dewayne Plemmons

Docket No. 297525

LC Nos. 06-004338; 06-004445; 06-005531

Karen M. Fort Hood
Presiding Judge

Michael J. Talbot

Christopher M. Murray
Judges

Having been directed by the Supreme Court to consider this matter “under the standard for direct appeals,” we REMAND to the trial court to allow defendant an opportunity to file a request for appointed counsel. See MCR 7.208(G). If defendant fails to request counsel within 21 days from the clerk’s certification of this order, the remand will be concluded and this case will proceed without the filing of new or additional pleadings. If a timely request is made, defendant shall simultaneously mail a copy of such request to this Court.

Within 14 days of its receipt of defendant’s request for appointed counsel, the trial court shall determine defendant’s indigence and either appoint counsel for him if he is found to be indigent or issue an order denying the request due to lack of indigence. The trial court shall send a copy of its order to this Court within 7 days of the decision.

If counsel is appointed, within 56 days of the date of the order of appointment, counsel may file an amended application for leave to appeal applying the standards for a direct appeal.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

APR 11 2011
Date

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line. Below the line, the words "Chief Clerk" are printed.

Chief Clerk