

Court of Appeals, State of Michigan

ORDER

People of MI v Jay Kristopher Bartoy

Docket No. 302125

LC No. 2008-223864-FC

William B. Murphy, C.J.
Presiding Judge

David H. Sawyer

Joel P. Hoekstra
Judges

We considered appellant's application for leave to appeal under the standard for direct appeals, and not under the standard for appeals from orders denying relief from judgment pursuant to MCR 6.500 *et seq.*, for the reason that defendant's appointed appellate counsel rendered ineffective assistance of counsel when he failed to file an application in a timely manner and thereby deprived defendant of his direct appeal. *People v Goodman*, 485 Mich 1119; 779 NW2d 254 (2010); *People v Mills*, 485 Mich 960; 774 NW2d 524 (2009). So considered, the Court orders that the application for leave to appeal is DENIED for lack of merit in the grounds presented.



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

SEP 13 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