

Court of Appeals, State of Michigan

ORDER

People of MI v Oliver U Gantt

Docket No. 302797

LC No. 97-502846-01-FC

Kirsten Frank Kelly
Presiding Judge

Christopher M. Murray

Karen M. Fort Hood
Judges

The Court orders that the motion for immediate consideration is GRANTED.

In lieu of granting leave to appeal, pursuant to MCR 7.205(D)(2), the Court orders that the March 2, 2011, order entered by the Wayne County Circuit Court, which granted defendant's motion for bond pending appeal, is REVERSED. The trial court is not authorized under MCL 770.9 to grant defendant a bond because there is no appeal or application for leave to appeal pending, nor is there any statutory authority for granting a bond while a motion for relief judgment is pending in the circuit court.

The motion to waive production of the transcripts is GRANTED.

The Court retains no further jurisdiction.



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

MAR 09 2011

Date

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line.

Chief Clerk