

Court of Appeals, State of Michigan

ORDER

People of MI v Kwame Kilpatrick

Docket No. 304991

LC No. 08-010496-FH

Kurtis T. Wilder
Presiding Judge

Michael J. Talbot

Kirsten Frank Kelly
Judges

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

The motion to amend the motion for immediate consideration is GRANTED.

The application for leave to appeal is DENIED for lack of merit in the grounds presented.

Talbot, J. I concur with the grant of immediate consideration and permitting amendment of said motion. I dissent from the majority's denial "for lack of merit in the grounds presented," as I believe it necessary to determine if defendant's claim is rendered moot by the actual language of the Parole Board Order of Parole. Specifically, I would first require defendant to produce a copy of the Order of Parole to determine defendant's agreement with the parole conditions imposed pertaining to restitution and the statutory grounds relied on to require said restitution.



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

AUG 30 2011

Date

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

Chief Clerk