

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Justin Tyree Kates**
Docket No. **306743**
L.C. No. **10-008353-01-FC; 11-000216-03-FH**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.201(B)(3), orders:

The delayed application for leave to appeal is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). The Clerk of this Court provided notice regarding the nature of the defects in this filing, and the defects were not corrected in a timely manner by providing this Court with five copies of the judgment of sentence in Lower Court No. 11-000216-03-FH, four more copies of the delayed application for leave to appeal and attachments, and a copy of the presentence report. Dismissal is without prejudice to whatever other relief may be available consistent with the Court Rules.

The motion to waive fees is GRANTED for this case only.



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

DEC 12 2011

Date

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

Chief Clerk