

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Timothy Neal Thomas**

Docket No. **304576**

L.C. No. **11-000167-FC**

William C. Whitbeck, Judge, acting under MCR 7.217 and MCR 7.219(I), orders:

This cause is REMANDED to the trial court for the appointment of substitute counsel, current counsel having failed to timely file the brief on appeal.

Peter Ellenson (P47383), appointed counsel for appellant, shall pay to the Clerk of this Court, within 21 days of the certification of this order, court costs in the sum of \$250 for allowing this appeal to appear on the involuntary dismissal docket. Such costs are personal to the attorney and shall not be charged back to the County or to the State.

The Clerk's Office is directed to mail a copy of this order to Thomas M. Harp, Director, Michigan Appellate Assigned Counsel System, 1375 S. Washington, Suite 300, Lansing, MI 48913.



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

FEB 15 2012

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