

Court of Appeals, State of Michigan

ORDER

In re N F G Reece Minor

Docket No. 309870

LC No. 11-000073-NA

Donald S. Owens
Presiding Judge

Peter D. O'Connell

Amy Ronayne Krause
Judges

The Court orders that the motion to remand is GRANTED and the case is REMANDED to the trial court for appellant to have an evidentiary hearing and to move for relief he considers appropriate as to his claim of ineffective assistance of counsel presented in the motion to remand.

Appellant shall initiate the proceedings on remand within 14 days of the Clerk's certification of this order. The Court retains jurisdiction and the time for proceeding with the appeal in this Court shall begin to run upon issuance of an order in the trial court that disposes of the remand proceedings. Appellant shall file with this Court a copy of any motion and supporting brief filed in the trial court within 14 days after the Clerk's certification of this order. Appellant shall also file with the Clerk of this Court copies of all orders entered on remand within 14 days after entry. The trial court shall hear and decide the matter within 56 days of the Clerk's certification of this order. The trial court shall make findings of fact and a determination on the record. The trial court shall cause a transcript of any hearing on remand to be prepared and filed within 21 days after completion of the proceedings.

The time for proceedings with the appeal shall begin to run 14 days after the date this order is certified if a motion to initiate the proceedings on remand is not filed in the trial court within that 14-day period.



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

SEP 19 2012

Date


Chief Clerk