

Court of Appeals, State of Michigan

ORDER

People of MI v Gerald Sidney Race III

Docket No. **310210**

LC No. **09-006574 FC; 09-006659 FH**

Donald S. Owens, Judge, acting under MCR 7.211(E)(2), orders:

This cause is REMANDED to the Mecosta Circuit Court for a determination of defendant's indigency within 14 days of the Clerk's certification of this order.

If defendant's indigency is established, the trial court shall immediately appoint appellate counsel to represent defendant in this matter, which is on remand from the Supreme Court "for consideration as on leave granted." Matters pertaining to the appointment of an attorney are decided in the trial court. MCR 7.208(G). A copy of the order of appointment, if entered by the trial court, shall be promptly sent to the Court of Appeals.

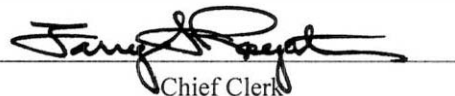
This Court retains jurisdiction.



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

NOV 27 2012

Date


Chief Clerk