

Court of Appeals, State of Michigan

ORDER

People of MI v John Bomar

Docket No. 310546

LC No. 2007-005808-FC

Pat M. Donofrio
Presiding Judge

Kathleen Jansen

E. Thomas Fitzgerald
Judges

The Court orders that the delayed application for leave to appeal is DISMISSED. The trial court properly considered defendant's motion for new trial as a motion for relief from judgment. MCR 6.431(4). Defendant's successive motion for relief from judgment did not fit within one of the exceptions stated in MCR 6.502(G)(2), and he may not appeal the denial of that motion. MCR 6.508(G)(1).

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



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

NOV 02 2012

Date

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

Chief Clerk