Court of Appeals, State of Michigan

ORDER

People of MI v Demetrius Morell Hinton

Docket No. 310605; 310607

LC No. 10-008643-01-FC; 11-000838-01-FC

Christopher M. Murray
Presiding Judge

Cynthia Diane Stephens

Michael J. Riordan
Judges

In lieu of granting leave to appeal, the Court VACATES the portions of the judgments of sentence that assess a $130 fee for the crime victim's rights fund pursuant to MCL 780.905(1) and REMANDS for entry of amended judgments of sentence that assess a $60 fee, the statutory assessment in effect when the crimes were committed. Assessment of the increased fee required under the statute as amended after the crimes were committed violates the ex post facto prohibitions of US Const, art I, §9 and Const 1963, art 1, §10. See *People v Slocum,* 213 Mich App 239, 243-244; 539 NW2d 572 (1995). We do not retain jurisdiction.

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

JUL 11 2012
Date

Chief Clerk