

# Court of Appeals, State of Michigan

## ORDER

People of MI v Terry William Neal

Docket No. 312445

LC No. 05-001096-FC

Karen M. Fort Hood  
Presiding Judge

Michael J. Talbot

Kurtis T. Wilder  
Judges

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The Court orders that the delayed application for leave to appeal the July 24, 2012, order from the Wayne Circuit Court is DISMISSED for lack of jurisdiction. Because defendant previously appealed and filed a motion for relief from judgment, he could seek relief in the circuit court only under the procedures provided by Subchapter 6.500 of the Michigan Court Rules. See MCR 6.429(B)(4). Accordingly, this Court examined defendant's application seeking leave from the circuit court's denial of his motion for reconsideration under the standards set forth in MCR 6.508(D). Defendant already filed a motion for relief from judgment and cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). None of the exceptions found in MCR 6.502(G)(2) are applicable.



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

OCT 24 2012

Date

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

Chief Clerk