

Court of Appeals, State of Michigan

ORDER

People of MI v Fuad Farouk Sheena

Docket No. 309522

LC No. 2011-237051-FC

Pat M. Donofrio
Presiding Judge

Deborah A. Servitto

Elizabeth L. Gleicher
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED for failure to persuade the Court of the necessity of a remand at this time. Defendant-appellant has not properly shown that the facts underlying his mental condition at the time of this offense involve newly discovered evidence that could not have been previously produced through reasonable diligence. Defendant-appellant also has not shown that additional expert evaluations of his condition constitute newly discovered evidence.

The Court orders that the motion for guidance is DENIED without prejudice to defendant-appellant raising the arguments in the motion to remand in defendant-appellant's brief on appeal. Defendant-appellant's brief must be filed within 14 days of the Clerk's certification of this order. The filing of further motions to remand on the same issues or motions for extension of time to file the brief on appeal is discouraged and will only be granted on a showing of extraordinary circumstances. If defendant-appellant's brief is not filed in accordance with this order, the matter will be placed on the involuntary dismissal docket for dismissal without further notice.



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

MAY 08 2013

Date


Chief Clerk