

Court of Appeals, State of Michigan

ORDER

People of MI v Pervell Oliver Jones

Docket No. 310310

LC No. 12-036880-FC

Michael J. Kelly
Presiding Judge

Peter D. O'Connell

Amy Ronayne Krause
Judges

The Court orders that the pro per motion to remand filed on February 28, 2013 is DENIED for failure to persuade the Court of the necessity of a remand at this time as to the subject of that motion. In this regard, trial counsel's subjective reasons for failing to object to the alleged prosecutorial misconduct are immaterial because counsel's performance for purposes of an ineffective assistance of counsel claim is assessed under an objective standard of reasonableness. *People v Armstrong*, 490 Mich 281, 289-290; 806 NW2d 676 (2011).

We note that this order does not affect the remand previously granted by this Court in its January 29, 2013 order.



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

MAR 28 2013

Date

A handwritten signature in dark ink, appearing to read "Larry S. Royster", is written over a horizontal line. Below the line, the words "Chief Clerk" are printed.

Chief Clerk