

Court of Appeals, State of Michigan

ORDER

People of MI v Donald Edward Fisher, III

Docket No. 312403

LC No. 11-029402-FH

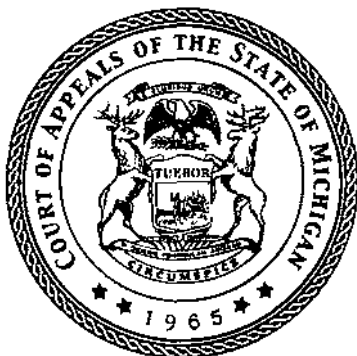
Christopher M. Murray
Presiding Judge

Kurtis T. Wilder

Cynthia Diane Stephens
Judges

The Court orders that the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented. Having expressly agreed to waive his jail credit as a condition of the plea agreement, defendant is precluded from subsequently appealing the lack of said credit. See *People v Witherspoon (After Remand)*, 257 Mich App 329, 333; 670 NW2d 434 (2003). Furthermore, an unconditional plea of guilty or nolo contendere waives review of a claim that the 180-day rule was violated. *People v Irwin*, 192 Mich App 216, 218; 480 NW2d 611 (1991).

The Court further orders that the motion to remand for a hearing on ineffective assistance of counsel is DENIED. The motion to remand for production of transcripts is DENIED as moot.



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

APR 22 2013

Date


Chief Clerk