

# Court of Appeals, State of Michigan

## ORDER

People of MI v Kenneth D Jackson

Docket No. 312551

LC No. 12-004164-FC

Michael J. Talbot  
Presiding Judge

Kurtis T. Wilder

Christopher M. Murray  
Judges

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The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED. Defendant-appellant already moved for a new trial, an evidentiary hearing, resentencing, and the appointment of an investigator based on ineffective assistance of counsel, all of which the trial court denied. This Court can review the trial court's decision to deny defendant-appellant's motions when considering the merits of defendant-appellant's issues on appeal. Defendant-appellant has not shown that further factual development of the record is required at this time or that an initial decision by the trial court is necessary in order for this Court to review his issues on appeal. However, defendant-appellant has preserved for appellate review his objection to the scoring of Offense Variable 14 by raising that issue in his motion for resentencing and also in his motion to remand. See MCR 6.429(C).



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

NOV 26 2013

Date

  
Chief Clerk