

Court of Appeals, State of Michigan

ORDER

People of MI v Robert Allen Miracle

Docket No. **315185**

LC No. **08-037169-FC**

Christopher M. Murray, Judge, acting under MCR 7.211(E)(2), orders:

In light of the confession of error in the prosecutor's appellee brief, the brief is treated as a confession of error under MCR 7.211(C)(7) and the confession of error is APPROVED. Since it was error to order restitution for the victim's travel expenses, *People v Jones*, 168 Mich App 191, 196; 423 NW2d 614 (1988), the matter is remanded for entry of an amended judgment of sentence that omits the restitution amount of \$1,181.25.

Defendant-appellant's motion for immediate consideration is treated as a motion to expedite the appeal and it is DISMISSED as moot in light of the relief granted.

Jurisdiction is not retained.



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

AUG 28 2013

Date

Jerome W. Zimmer Jr.
Chief Clerk