

Court of Appeals, State of Michigan

ORDER

People of MI v Justly Ernest Johnson

Docket No. 311625

LC No. 99-005393-FC

Kirsten Frank Kelly
Presiding Judge

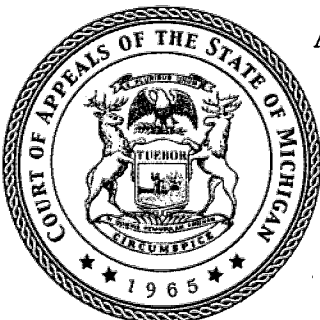
Michael J. Talbot

Cynthia Diane Stephens
Judges

In accordance with the Supreme Court's order issued November 21, 2014, this matter is REMANDED to the Wayne Circuit Court for an evidentiary hearing and decision whether defendant-appellant was denied the effective assistance of counsel and whether the defendant is entitled to a new trial based on newly discovered evidence. *People v Ginther*, 390 Mich 436; 212 NW2d 922 (1993). The Court retains jurisdiction and the time for proceeding with the appeal in this Court shall begin to run upon issuance of an order in the trial court that disposes of the remand proceedings.

The trial court shall hear and decide the matter within 56 days after the Clerk's certification of this order. The trial court shall make findings of fact and a determination on the record and cause a transcript of any hearing on remand to be prepared and filed within 21 days after completion of the proceedings.

Appellant's brief is due 56 days after entry of the trial court's order disposing of the remand proceedings or the filing of the transcript, whichever is later.



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

December 5, 2014

Date


Chief Clerk