

Court of Appeals, State of Michigan

ORDER

People of MI v David George Keats

Docket No. 316559

LC No. 2012-243355-FC

Henry William Saad
Presiding Judge

Mark J. Cavanagh

E. Thomas Fitzgerald
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED. In ruling on defendant-appellant's motion for a new trial, the trial court accepted as true that the jury did not have all of the exhibits available after the jury made a general request for the exhibits. Accordingly, in order to rule on defendant-appellant's motion for a new trial, the trial court did not need to further develop the record on why the jury was not provided with all of the exhibits or what defense counsel would have done had they found out about the problem sooner. Defendant-appellant has not shown that further development of the record is necessary for this Court's review of the trial court's decision to deny his motion for a new trial.



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

MAR - 4 2014

Date


Chief Clerk