

Court of Appeals, State of Michigan

ORDER

People of MI v Rick Gouin

Docket No. 317318

LC No. 12-001368-AR

Michael J. Kelly
Presiding Judge

Peter D. O'Connell

Stephen L. Borrello
Judges

Pursuant to MCR 7.205(D)(2), in lieu of granting leave to appeal, the Court orders that the June 28, 2013 order of the Ingham Circuit Court is REVERSED. The decision in *Michigan v McQueen*, 493 Mich 135; 828 NW2d 644 (2013) is retroactively applicable to pending cases. *People v Johnson*, 302 Mich App 450; 838 NW2d 889 (2013). This matter is REMANDED for further proceedings consistent with this order.

This Court retains no further jurisdiction.



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

FEB 25 2014

Date

Chief Clerk