

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v William Ray Johnson

Docket No. 321726

LC No. 88-006617-FC

Christopher M. Murray  
Presiding Judge

Kirsten Frank Kelly

Karen M. Fort Hood  
Judges

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The Court orders that the motion to waive fees is GRANTED for this case only.

The motion to hold the instant application in abeyance pending the Michigan Supreme Court's decision in *People v Lockridge* (Michigan Supreme Court Docket No. 149073), is DENIED.

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction. Because defendant previously appealed and filed a post-judgment motion for relief, he could seek relief in the circuit court only under the procedures provided by Subchapter 6.500 of the Michigan Court Rules. Defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). None of the exceptions found in MCR 6.502(G)(2) are applicable, where defendant has not shown that *Alleyne v United States*, 570 US \_\_; 133 S Ct 2151; 186 L Ed 2d 314 (2013), is a retroactive change in the law that entitles him to relief.



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

**JUL 23 2014**

Date

  
Chief Clerk