

Court of Appeals, State of Michigan

ORDER

People of MI v John Anthony Jerrolds

Docket No. 321800

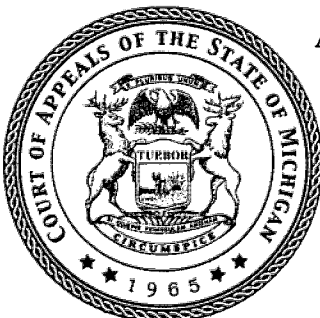
LC No. 13-038593-FH

William C. Whitbeck
Presiding Judge

Donald S. Owens

Amy Ronayne Krause
Judges

The Court orders that the motion to remand is DENIED for failure to meet the requirements of MCR 7.211(C)(1)(a). First, no affidavit or offer of proof is provided regarding facts to be established at a hearing on remand. Also, it is inappropriate to bring a motion to remand vaguely asking this Court to remand only if it believes it cannot decide an issue without further development of the record. Reasonably considered, MCR 7.211(C)(1) requires an appellant to provide specific indication of the basis for requesting a remand, not to ask this Court to remand a case only if it believes it is necessary to do so. Also, it is unreasonable to expect this panel to conjecture whether the case call panel might consider a remand to be warranted on some unknown basis. Moreover, a case call panel would be free to order a remand on its own initiative if it concludes that it is appropriate to do so. MCR 7.216(A)(5).



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

SEP 04 2014

Date


Chief Clerk