

Court of Appeals, State of Michigan

ORDER

PEOPLE OF MI V RODNEY JURONLEE JOHNSON

Docket No. 321903

LC No. 2011-238241-FH

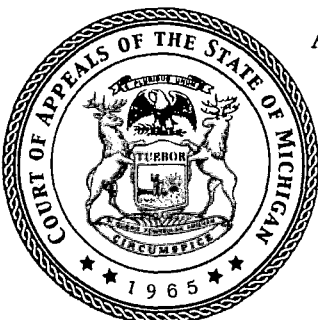
Pat M. Donofrio
Presiding Judge

Mark J. Cavanagh

Kathleen Jansen
Judges

In lieu of granting leave to appeal, pursuant to MCR 7.205(E)(2), the Court orders that that portion of the January 9, 2014 judgment of sentence which sentenced defendant to concurrent prison terms of 2 to 7 years is VACATED and the matter REMANDED to the Oakland Circuit Court for resentencing upon consideration of a current presentence report and compliance with the provisions of MCR 6.425(B) and (E). The record shows that the circuit court proceeded to sentence defendant immediately after finding a probation violation "without having considered a current presentence report and having complied with the provisions set forth in MCR 6.425(B) and(E)." MCR 6.445(G). In all other respects the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented, and the circuit court's finding that defendant violated the terms of his probation is not affected.

This Court retains no further jurisdiction.



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

DEC 19 2014

Date


Chief Clerk