

Court of Appeals, State of Michigan

ORDER

People of MI v Dorian Lamont Robinson

Docket No. 322103

LC No. 2010-230501-FH

Pat M. Donofrio
Presiding Judge

Mark J. Cavanagh

Kathleen Jansen
Judges

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

Pursuant to MCR 7.205(E)(2), the Court orders that the March 21, 2014, order denying defendant's motion to set aside the February 5, 2014, amended order to remit prisoner funds is REVERSED. Although MCL 769.1k(1)(b)(iii) allowed the trial court, as a part of defendant's sentence, to impose a fee against defendant for the cost of his court-appointed attorney, *People v Jackson*, 483 Mich 271, 283; 769 NW2d 630 (2009), the statute was limited to "the time of the sentencing" and did not authorize the trial court to impose fees for the cost of defendant's appellate attorney. We therefore REVERSE the March 21, 2014, order and remand this case for the trial court to VACATE the February 5, 2014, amended order to remit prisoner funds. This Court retains no further jurisdiction.

The motion for a default and default judgment is DENIED.



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

DEC 04 2014

Date


Chief Clerk