

Court of Appeals, State of Michigan

ORDER

People of MI v Deandre Marcus Jones

Docket No. 322953

LC No. 2013-011623-FH

Douglas B. Shapiro
Presiding Judge

Jane E. Markey

Jane M. Beckering
Judges

Pursuant to MCR 7.205(D)(2), in lieu of granting the application for leave to appeal, the Court VACATES the circuit court's January 31, 2014 judgment of sentence and REMANDS for reinstatement of the September 20, 2013 judgment of sentence with direction that the circuit court shall correct that judgment of sentence to indicate that the felony-firearm sentence is consecutive only to the sentence for possession of less than 25 grams of cocaine. Where a sentencing court makes a sentence consecutive to a felony-firearm sentence in contravention of the plain language of MCL 750.227b, the proper remedy is correction of the judgment of sentence. See *People v Clark*, 463 Mich 459, 465; 619 NW2d 538 (2000).



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

SEP 12 2014

Date


Chief Clerk