

Court of Appeals, State of Michigan

ORDER

People of MI v Rosalind Laurice Brown

Docket No. 323302

LC No. 07-021158-FC

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.

The delayed application for leave to appeal is DENIED because defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D). The defendant alleges grounds for relief that were decided against her previously and she has failed to establish that a retroactive change in the law undermines the prior decision. MCR 6.508(D)(2). The defendant also alleges grounds for relief that could have been raised previously and she has failed to establish both good cause for failing to previously raise the issues and actual prejudice from the irregularities alleged, and has not established that good cause should be waived. MCR 6.508(D)(3)(a) and (b).

The motion to remand for the appointment of counsel is DENIED.

The motion to remand for a hearing pursuant to *Daubert* is DENIED.

The motion to remand for a hearing pursuant to *Ginther* is DENIED.

The motion for a hearing pursuant to *Ginther* is DENIED.

The motion for a hearing pursuant to *Daubert* is DENIED.

The motion to amend the delayed application for leave to appeal is DENIED.



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

DEC 18 2014

Date

Chief Clerk