

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Miguel Angel Cruz-Rivera

Docket No. 324335

LC No. 09-029738-FC

Kirsten Frank Kelly  
Presiding Judge

Michael J. Talbot

Cynthia Diane Stephens  
Judges

---

The Court orders that 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 could have been raised previously and he 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 Court orders that the motion to waive fees is GRANTED and fees are WAIVED for this case only.



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

DEC 19 2014

Date

Chief Clerk