

Court of Appeals, State of Michigan

ORDER

People of MI v Aaron Wade

Docket No. **324413**

LC No. **14-000707-FC**

Elizabeth L. Gleicher, Judge, acting under MCR 7.211(E)(2), orders:

Trial counsel for defendant has indicated that she does not represent defendant in this appeal. This cause is REMANDED to the trial court for a determination whether to appoint appellate counsel for the defendant-appellee. Matters pertaining to the appointment of an attorney are decided in the trial court. MCR 7.208(G). Counsel shall be appointed to represent the defendant on appeal if counsel was appointed to represent the defendant in the trial court. MCR 6.425(F)(1)(d)(iv). Counsel may be appointed if the defendant was not represented by appointed counsel during the trial court proceedings, if the defendant requests the appointment of counsel on remand and is indigent.

It is the responsibility of trial counsel to inform defendant of this order and to make any appropriate post-conviction motion to implement the provisions of this order. MCR 6.005(H)(4).

In light of the January 12, 2015 trial date, the trial court is directed to make its determination regarding the appointment of counsel within 14 days of the Clerk's certification of this order. If appellate counsel is appointed, the trial court must send a copy of the order of appointment to this Court and Assistant Prosecutor Madonna Georges, who is directed to immediately serve the application for leave to appeal on appointed appellate counsel and to provide this Court with a proof of service.

This Court retains jurisdiction.



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

DEC 02 2014

Date


Chief Clerk