

Court of Appeals, State of Michigan

ORDER

People of MI v Scott Michael MacInnis

Docket No. 324888

LC No. 14-009773-FH

Kirsten Frank Kelly
Presiding Judge

Michael J. Talbot

Cynthia Diane Stephens
Judges

The Court orders that the motion for immediate consideration is GRANTED.

Pursuant to MCR 7.205(E)(2), the Court orders that the November 20, 2014 order, denying defendant's emergency motion to reinstate bond is VACATED and this matter is REMANDED for reconsideration. Defendant does not fall within the exceptions to pretrial release set forth in MCR 6.106(B). He is entitled to pretrial release pursuant to MCR 6.106(C) unless "such release will not reasonably ensure [his] appearance . . . or . . . such release will present a danger to the public." If the court determines that one of these exceptions exists, it may order a conditional release, pursuant to MCR 6.106(D) and MCR 6.106(F), and impose conditions it determines are reasonably necessary to ensure defendant's appearance as required and the safety of the public. MCR 6.106(D)(2). The court is directed to make its determination and issue its order within 7 days of the Clerk's certification of this order.

This order is to have immediate effect. MCR 7.215(F)(2).

This Court retains no further jurisdiction.



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

DEC 17 2014

Date


Chief Clerk