

Court of Appeals, State of Michigan

ORDER

People of MI v Virginia Ann Homberg

Docket No. 325019

LC No. 10-004189 FC

Kurtis T. Wilder
Presiding Judge

Christopher M. Murray

Michael J. Riordan
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 were decided against her previously and the defendant has failed to establish that a retroactive change in the law undermines the prior decision. MCR 6.508(D)(2). Further, defendant alleges grounds for relief that could have been raised previously and 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).

Defendant's claim of ineffective assistance of appellate counsel is DENIED for lack of merit.



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

JAN 15 2015

Date


Chief Clerk