

Court of Appeals, State of Michigan

ORDER

People of MI v Robert Daryl Threat

Docket No. 325069

LC No. 11-012587-FH

Cynthia Diane Stephens
Presiding Judge

Christopher M. Murray

Karen M. Fort Hood
Judges

The Court orders that the delayed application for leave to appeal be removed from abeyance and that the application is DENIED in full on all issues.

On February 25, 2015, this Court issued an order holding the delayed application for leave to appeal in abeyance as to the *Cunningham* issue only, pending issuance of this Court's decision in *People of MI v Lindsey Lynn Konopka*, Docket No. 319913. This Court denied the application on the remaining issues because defendant failed to establish entitlement to relief under MCR 6.508(D). On March 3, 2015, this Court issued its opinion in *Konopka* and held that courts have authority to impose court costs on defendants in criminal cases under MCL 769.1k(1)(b)(iii) as amended. The amended statute specifically applies to all court costs imposed prior to June 18, 2014. Defendant was ordered to pay court costs on April 24, 2012; thus, the court had the authority to impose court costs under the amended statute.



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

MAY 21 2015

Date


Chief Clerk