

Court of Appeals, State of Michigan

ORDER

People of MI v Ra'Ven James Weber

Docket No. 330910

LC No. 15-001718-FJ

Donald S. Owens
Presiding Judge

Peter D. O'Connell

Amy Ronayne Krause
Judges

Pursuant to MCR 7.205(E)(2), in lieu of granting the delayed application for leave to appeal, the Court orders that this case is REMANDED to the Chippewa Circuit Court to determine whether the court would have imposed a materially different sentence under the sentencing procedure described in *People v Lockridge*, 498 Mich 358 (2015). On remand, the trial court shall follow the procedure described in Part VI of the *Lockridge* opinion. If the trial court determines that it would have imposed the same sentence in the absence of the unconstitutional constraint on its discretion, it may reaffirm the original sentence. But if the court determines that it would not have imposed the same sentence in the absence of the unconstitutional constraint on its discretion, it shall resentence the defendant. In all other respects, the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

We do not retain jurisdiction.



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

FEB 19 2016

Date


Chief Clerk