

Court of Appeals, State of Michigan

ORDER

People of MI v Richard Allen Lasure

Docket No. 331007

LC No. 14-005651-01-FC

Michael F. Gadola
Presiding Judge

Patrick M. Meter

Stephen L. Borrello
Judges

On the Court's own motion, the Clerk's Office shall treat defendant's delayed application for leave to appeal as filed within the deadline set forth in MCR 7.205(G)(3) because appellate counsel's failure to file the delayed application within the deadline constituted ineffective assistance of counsel. *People v Means*, 480 Mich 989 (2007); *People v McCoy*, 480 Mich 989 (2007); *People v Rodgers*, 480 Mich 989 (2007); and *People v Kipfer*, 480 Mich 990 (2007). In this regard, while the six-month time limit for filing the delayed application was extended to Monday, January 4, 2016, MCR 1.108(1), the delayed application was not filed until January 7, 2016.

Attorney Joseph A. Niskar (P55538) shall pay to the Clerk of this Court costs of \$250 within 21 days of the Clerk's certification of this order. This sanction is personal to the attorney and shall not be charged back to defendant or any other person providing payment to attorney Niskar for representing defendant in this matter.



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

JAN 22 2016

Date


Chief Clerk