

# Court of Appeals, State of Michigan

## ORDER

People of MI v Catherine Gale Price

Docket No. 333204

LC No. 2006-002050-FH

Jane M. Beckering  
Presiding Judge

William B. Murphy

Jane E. Markey  
Judges

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Pursuant to MCR 7.205(E)(2), in lieu of granting the delayed application for leave to appeal, the Court REMANDS with instruction that the attorney general's office provide the circuit court with a copy of defendant's criminal history report, following which the court shall make a finding on the record of whether defendant has had a conviction set aside before her uttering and publishing conviction was set aside in the circuit court's December 28, 2015 order. If defendant has had a previous conviction set aside, the December 28, 2015 order shall be reversed and vacated because under MCL 780.624, except as provided in MCL 780.621, "a person may have only 1 conviction set aside under this act." MCL 780.621 allows for more than one conviction to be set aside in only one circumstance: two misdemeanors may be set aside if they are the person's only convictions. If defendant has not had a previous conviction set aside, the December 28, 2015 order shall be affirmed. We do not retain jurisdiction.



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

AUG 23 2016

Date

  
Chief Clerk