

Court of Appeals, State of Michigan

ORDER

People of MI v Jonathan Jerel Williams

Docket No. 333960

LC No. 09-000583-FC

Donald S. Owens
Presiding Judge

Stephen L. Borrello

Michael F. Gadola
Judges

The Court orders that the motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal is DENIED because defendant has failed to establish that the trial court erred in denying the motion for relief from judgment.

Borrello, J., would grant the application for leave to appeal. The reasoning set forth by the trial court relative to the retroactive application of *People v Lockridge*, 498 Mich 358; 870 NW2d 502 (2015), is persuasive and could possibly form the basis of a published opinion as to whether *Lockridge* should be applied retroactively. However, the absence of any published authority directly addressing the retroactive application of *Lockridge* necessitates the need for plenary review of this issue.



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

OCT - 4 2016

Date

Chief Clerk