

Court of Appeals, State of Michigan

ORDER

People of MI v Abdullahi Muhidin Haji

Docket No. 334182

LC No. 15-006317-FC

Deborah A. Servitto
Presiding Judge

Henry William Saad

Elizabeth L. Gleicher
Judges

In lieu of granting the delayed application for leave to appeal, pursuant to MCR 7.205(E)(2), the Court orders the case REMANDED to the trial court to strike from the Presentence Information Report [PSIR] the statements indicating that defendant had a juvenile record or was charged as a juvenile and placed in a diversion program. The trial court shall also strike from the PSIR the statement that defendant possessed a handgun and gave direction to the victim in another case, indicating leadership in a criminal gang. Since the trial court stated that it did not rely upon this information when sentencing defendant, that information must be stricken from the PSIR. MCL 771.14(6); *People v Harmon*, 248 Mich App 522, 533; 640 NW2d 314 (2001).

This Court retains no further jurisdiction.



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

NOV 04 2016

Date

Chief Clerk