

Court of Appeals, State of Michigan

ORDER

People of MI v Donald Scott MacLellan

Docket No. **334671**

LC Nos. **14-001360-FH; 14-001361-FC; 14-001362-FC**

Michael J. Talbot, Chief Judge, acting under MCR 7.216(A)(7) and MCR 7.203(F)(1), orders:

On the Court's own motion, this Court's October 13, 2016 order is VACATED. That order was mistakenly entered because it was not recognized that some of the items enumerated in that order had been received by the Clerk's Office on September 22, 2016 in apparent response to the September 8, 2016 defect letter sent by the Clerk's Office.

However, the delayed application for leave to appeal is now DISMISSED for lack of jurisdiction because it was not filed within six months after entry of any judgment or order in the lower court files, MCR 7.205(G)(3), even treating the delayed application as if it had been filed on the date of mailing per MCR 7.205(A)(3). The exceptions provided by MCR 7.205(G)(4) are inapplicable.

The motion to request counsel is DENIED as moot.



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

OCT 19 2016

Date


Chief Clerk