

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Brian Joseph McCarthy

Docket No. 335004

LC No. 2015-002652-FH

Colleen A. O'Brien  
Presiding Judge

Mark J. Cavanagh

Kathleen Jansen  
Judges

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The Court orders that the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

The Court orders that the motion to remand is DENIED because defendant appellant has failed to demonstrate that the issue should be decided initially by the trial court. MCR 7.211(C)(1)(a)(i).



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

NOV 08 2016

Date

Chief Clerk