

Court of Appeals, State of Michigan

ORDER

People of MI v Donald Lee Kissner

Docket No. 335602

LC No. 01-007380-FH

Henry William Saad
Presiding Judge

Deborah A. Servitto

Elizabeth L. Gleicher
Judges

The Court orders that the application for leave to appeal is GRANTED. The time for taking further steps in this appeal runs from the date of the Clerk's certification of this order. MCR 7.205(E)(3). This appeal is limited to the issues raised in the application and supporting brief. MCR 7.205(E)(4). The Court further orders that the motion to remand pursuant to MCR 7.211(C)(1) is GRANTED and the matter is remanded for an evidentiary hearing on defendant's claim of ineffective assistance of counsel.

Appellant is to file with this Court, a copy of any motion and any supporting brief filed in the trial court within 14 days of the Clerk's certification of this order. **The trial court is to hear and decide the matter within 56 days of the Clerk's certification of this order.** Appellant must also file with the Clerk of this Court, copies of all orders entered on remand within 14 days after entry.

The trial Court is to make findings of fact and a determination on the record. The trial court is to cause a transcript of any hearing on remand to be prepared and filed within 21 days after completion of the proceedings. This Court retains jurisdiction of this case, and appellant's brief shall be due 56 days after the latter of the trial court's order completing the remand proceedings or the filing of the transcript of the remand proceedings. If the appellant fails to file remand pleadings in the trial court within the 14-day period, the time for proceeding with the appeal in this Court begins 14 days from the date of certification of this order.



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

DEC 28 2016

Date


Chief Clerk