

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Samuel Joel Burch

Docket No. 333015

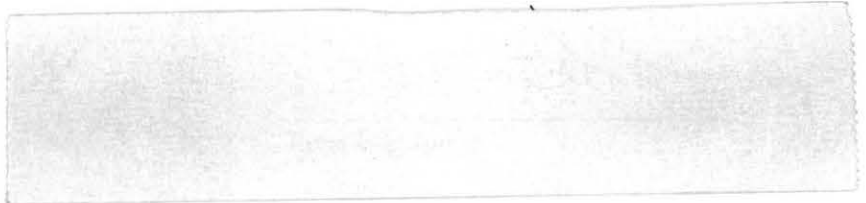
LC No. 14-036180-FC

Kathleen Jansen  
Presiding Judge

Deborah A. Servitto

Colleen A. O'Brien  
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED. Defendant-appellant did not timely file his motion for a new trial with the trial court under the time limits in MCR 7.208(B). Therefore, the trial court lacks jurisdiction to hear the motion without an order from this Court or a stipulation of the parties. MCR 7.208(A). While defendant-appellant has labelled his motion to remand as unopposed, he has not produced a stipulation approved by the prosecutor. Defendant-appellant has also not demonstrated on the merits that a remand for a hearing on his motion for a new trial is warranted at this time.



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

**APR 20 2017**

Date

  
Chief Clerk