

Court of Appeals, State of Michigan

ORDER

People of MI v Timothy Lee McCann

Docket No. 339214

LC No. 15-010400-FH

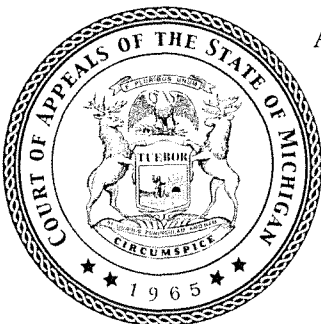
Douglas B Shapiro
Presiding Judge

William B Murphy

Joel P Hoekstra
Judges

Pursuant to MCR 7.205(E)(2), in lieu of granting the application for leave to appeal, the Court orders that the case is REMANDED for the circuit court to amend the judgment of sentence and the circuit court register of actions so as to delete any mention of restitution as part of defendant's sentence. At the sentencing hearing, the court said it would reserve a ruling on restitution after the assistant prosecutor told the court he had no information on the matter. The judgment of sentence also indicates that the matter of restitution is "reserved." However, the court never revisited the matter. Thus, no restitution was ever actually ordered, and the judgment of sentence and register of actions should carry no mention of it.

In all other respects, the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented. We do not retain jurisdiction.



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

SEP 06 2017

Date


Chief Clerk