

**Court of Appeals, State of Michigan**

**ORDER**

**People of MI v Leonard Emery Null**

Docket No.   **340318**

LC No.       **11-017094-FC**

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

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because it was not filed within six months after entry of the September 12, 2011 judgment of sentence and the exceptions provided by MCR 7.205(G)(4) are inapplicable. Further, MCR 7.205(G)(2) bars defendant from filing the present delayed application because he filed a previous delayed application for leave to appeal that judgment of sentence that was denied in Court of Appeals Docket Number 308949. The Court notes that, to seek to advance his claim for relief based on *People v Lockridge*, 498 Mich 358; 870 NW2d 502 (2015), defendant would need to file a motion for relief from judgment in the trial court if he believes that he may properly do so. This order expresses no opinion as to whether any such motion for relief from judgment that may subsequently be filed in the trial court would constitute a successive motion for relief from judgment and, if so, whether it would be allowed under MCR 6.502(G)(2) based on a retroactive change in law.



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

OCT 10 2017

Date

  
Chief Clerk