

Court of Appeals, State of Michigan

ORDER

People of MI v Reginald Keith Holley

Docket No. 337912

LC No. 16-009975-01-FC

Michael J. Riordan
Presiding Judge

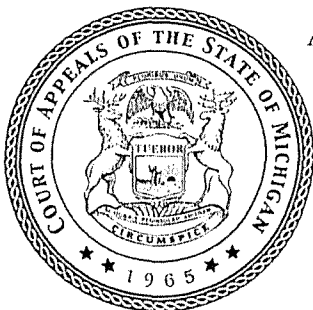
Christopher M. Murray

Cynthia Diane Stephens
Judges

The Court orders that the motion for immediate consideration of the motion to remand is GRANTED. The motions for leave to file a reply to plaintiff's answer to the motion to remand and for immediate consideration of the reply are GRANTED. The motion to remand is GRANTED, and this case is REMANDED to the trial court to allow defendant to bring a motion in the trial court for a new trial based on his claim of newly discovered evidence raised in his motion to remand and to have an evidentiary hearing on that issue.

Defendant shall initiate the proceedings on remand within 14 days of the date of this order. The Court retains jurisdiction and the time for proceeding with the appeal in this Court shall begin to run upon issuance of an order in the trial court that disposes of the remand proceedings. Defendant shall file with this Court a copy of any motion and supporting brief filed in the trial court within 14 days after the date of this order. Defendant shall also file with the Clerk of this Court copies of all orders entered on remand within 14 days after entry. The trial court shall hear and decide the matter within 56 days of the date of this order. The trial court shall make an appropriate determination on the record. Defendant shall cause a transcript of any hearing on remand to be filed within 21 days after completion of the proceedings. Defendant may file a supplemental brief pertaining to the issues raised on remand within 21 days after entry of the trial court's order deciding the matter or 21 days after the transcript of the hearing is filed, whichever is later. Plaintiff may file a supplemental brief in response.

The time for proceeding with the appeal shall begin to run 14 days after the date of this order if a motion to initiate the proceedings on remand is not filed in the trial court within that 14-day period.



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

July 3, 2018

Date


Chief Clerk