

Court of Appeals, State of Michigan

ORDER

People of MI v Robert Lewis Schwartz

Docket No. 341829

LC No. 2017-262395-FH; 2017-262871-FH

Amy Ronayne Krause
Presiding Judge

Michael J. Kelly

Michael F. Gadola
Judges

On the Court's own motion, the Clerk's Office shall treat defendant's delayed application for leave to appeal as filed within the deadline set forth in MCR 7.205(G)(3) as to Lower Court Number 2017-262395-FH because appellate counsel's failure to file the delayed application within the deadline as to that lower court file constituted ineffective assistance of counsel. *People v Means*, 480 Mich 989 (2007); *People v McCoy*, 480 Mich 989 (2007); *People v Rodgers*, 480 Mich 989 (2007); and *People v Kipfer*, 480 Mich 990 (2007).

Attorney Wendy Barnwell (P42505) shall pay to the Clerk of this Court costs of \$250 within 21 days of the Clerk's certification of this order. This sanction is personal to the attorney and shall not be charged back to the county or the state.



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

MAR 28 2018

Date


Chief Clerk