

Court of Appeals, State of Michigan

ORDER

People of MI v Cary Gerencer

Docket No. **343274**

LC No. **17-010297-AR**

Joel P. Hoekstra, Judge, acting under MCR 7.211(E)(2), orders:

This cause is REMANDED to the trial court to appoint appellate counsel for the defendant-appellee. Matters pertaining to the appointment of an attorney are decided in the trial court. MCR 7.208(G). Counsel shall be appointed to represent the defendant on appeal if counsel was appointed to represent the defendant in the trial court. MCR 6.425(F)(1)(d)(iv). Counsel may be appointed if the defendant was not represented by appointed counsel during the trial court proceedings, if the defendant requests the appointment of counsel on remand and is indigent.

It is the responsibility of the appointed trial lawyer to inform the defendant of this order and to make any appropriate post-conviction motion to implement the provisions of this order. MCR 6.005(H)(4).

This Court retains jurisdiction.



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

MAY - 2 2018

Date


Chief Clerk