

Court of Appeals, State of Michigan

ORDER

People of MI v Wayne Alan Lawson II

Docket No. 343947

LC No. 16-001346-FH

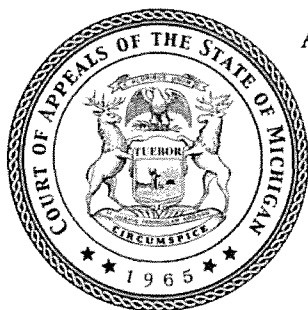
Amy Ronayne Krause
Presiding Judge

Peter D. O'Connell

Brock A. Swartzle
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) because appellate counsel's failure to file the delayed application within the deadline 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). Particularly, the delayed application was not timely filed as to the March 8, 2017 judgment of sentence under MCR 7.205(G)(4) because it was not filed within 21 days after entry of the February 28, 2018 order denying defendant's motion to correct invalid sentence.

Attorney Britt M. Cobb (P69556) 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 defendant.



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

JUN 26 2018

Date

Chief Clerk