

# Court of Appeals, State of Michigan

## ORDER

Richard Soldan v Michigan Parole Board

Docket No. 346597

LC No. 18-000264-AA

Amy Ronayne Krause  
Presiding Judge

Stephen L. Borrello

Michael J. Kelly  
Judges

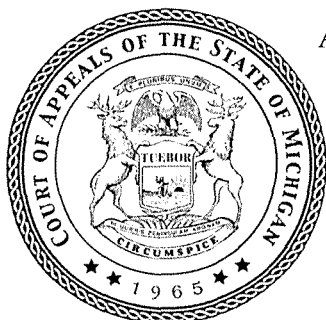
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The application for leave to appeal the October 10, 2018 order of the Gratiot Circuit Court is considered, and pursuant to MCR 7.205(E)(2), in lieu of granting leave to appeal we VACATE the order and REMAND this case to the circuit court. On remand, the circuit court shall consider whether petitioner properly filed an administrative request for rehearing pursuant MCL 24.287, and if so, whether the administrative agency rendered a decision on the request for rehearing. The circuit court shall then consider whether any administrative request for rehearing and any administrative decision thereon affected the time for petitioner to file his petition for circuit court review pursuant to MCL 24.304.

If the circuit court determines that the petition for circuit court review was timely pursuant to the operation of MCL 24.287 and MCL 24.304, the court shall address the petition on the merits.

The circuit court may order respondent to submit a supplemental brief on these issues.

The Court orders that the motion to waive fees is GRANTED for this case only.



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

MAR 28 2019

Date

  
Chief Clerk