

Court of Appeals, State of Michigan

ORDER

People of MI v Lucas Daniel Gonzales

Docket No. 346642

LC No. 2014-003822-FC

David H. Sawyer
Presiding Judge

Jane M. Beckering

Douglas B. Shapiro
Judges

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

The Court further orders the delayed application for leave to appeal is GRANTED. MCR 7.205(E). Because the prosecutor failed to file an answer to the delayed application for leave to appeal, the Court orders that the prosecutor must file an appellee's brief in reply to appellant's brief, either within 56 days of the Clerk's certification of this order as directed in MCR 6.509(D), or within the time stated in MCR 7.212(A)(2)(a), whichever is later.

On the Court's own motion, we REMAND this matter to the trial court for the appointment of appellate counsel. MCR 6.425(G)(l)(d)(ii); MCR 7.208(H). This appeal is limited to the issues raised in the delayed application and supporting brief. MCR 7.205(E)(4). The time for filing appellant's brief shall be determined based on the date of the trial court's order appointing counsel. See e.g., *People v White*, 478 Mich 862; 731 NW2d 410 (2007).

The Court retains jurisdiction.

Sawyer, P.J., would deny the delayed application for leave to appeal.



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

MAY - 1 2019

Date

Chief Clerk