

Court of Appeals, State of Michigan

ORDER

People of MI v Artavius Jamal McDowell

Docket No. 348055

LC No. 18-042670-FC

James Robert Redford
Presiding Judge

Jane M. Beckering

Douglas B. Shapiro
Judges

Pursuant to MCR 7.205(E)(2), in lieu of granting the delayed application for leave to appeal, this case is REMANDED to the trial court for an evidentiary hearing to determine the whereabouts of the criminal responsibility report, the results of defendant's criminal responsibility examination as memorialized in that report, and whether defense counsel was ineffective for not obtaining it or sharing the results with his client before recommending a plea agreement. *People v Ginther*, 390 Mich 496 (1993). Proceedings on remand are limited to these issues. The trial court shall memorialize its decision on the record. We do not retain jurisdiction. This order has immediate effect. MCR 7.215(F)(2).



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

APR 23 2019

Date

Chief Clerk