

Court of Appeals, State of Michigan

ORDER

People of MI v Leonardrow Lewis Smith

Docket No. 348845

LC No. 09-027517-01-FC

Thomas C. Cameron
Presiding Judge

Kirsten Frank Kelly

Michael J. Riordan
Judges

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

The delayed application for leave to appeal is DENIED. To the extent defendant presents claims based on recent affidavits, defendant has failed to establish that the trial court erred in denying the motion for relief from judgment. To the extent defendant raises an issue concerning his habitual offender notice, defendant has failed to demonstrate the entitlement to an application of any of the exceptions to the general rule that a movant may not appeal the denial of a successive motion for relief from judgment. MCR 6.502(G). Further, defendant's argument is meritless on the facts of this case. *People v Head*, 323 Mich App 526; 917 NW2d 752 (2018).

The motion to remand is DENIED.



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

SEP 03 2019

Date

Chief Clerk