

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Percy Lee Oliver

Docket No. 352702

LC No. 18-005048-FC

David H. Sawyer  
Presiding Judge

Douglas B. Shapiro

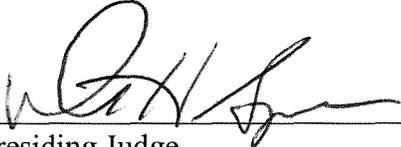
Mark T. Boonstra  
Judges

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The motion to remand is GRANTED in part and DENIED in part. The motion to remand is GRANTED with respect to defendant’s argument regarding the correction of the judgment of sentence and resentencing. The motion to remand is DENIED in all other respects without prejudice to a case call panel of this Court determining that remand is necessary once the case is submitted on a session calendar. This case is REMANDED to the trial court to allow defendant an opportunity to move for correction of the judgment of sentence and resentencing. This Court retains jurisdiction.

Defendant shall initiate the proceedings on remand within 14 days of the date of this order. The time for further proceedings in this appeal shall begin to run on the issuance of an order in the trial court that concludes the remand proceedings. However, if defendant fails to file a motion to initiate the proceedings within the time provided, the time for further proceedings in this appeal shall begin to run at the conclusion of that 14-day period. Defendant shall file with this Court a copy of any motion and supporting brief filed in the trial court, and defendant shall file a copy of any order entered within 14 days after entry.

The trial court shall hear and decide the matter within 56 days of the date of this order and shall make an appropriate determination on the record. The trial court shall order a transcript of any hearing on remand to be prepared at public expense and filed within 21 days after completion of the proceedings. Defendant may file a supplemental brief addressing the issues raised on remand within 21 days after the date of entry of the trial court’s order deciding the matter or the date the transcript is filed, whichever is later. Plaintiff may file a supplemental brief in response.

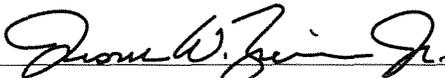
  
\_\_\_\_\_  
Presiding Judge

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



**JUL 29 2020**

\_\_\_\_\_  
Date

  
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Chief Clerk