

STATE OF MICHIGAN
IN THE COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,
PLAINTIFFS-APPELLEES,
-VS-
SHAUN ROBERT SALMINEN,
DEFENDANT-APPELLANT.

Court of Appeals No. 330346
Lower Court No. 15-66265-FH
Hon. William C. Marietti
14th Judicial Circuit
Muskegon County

Dale J. Hilson (P-57726)
Muskegon County Prosecuting Attorney
Attorney for the Plaintiffs-Appellees
990 Terrace Street
Hall of Justice
Muskegon, Michigan 49442
Telephone: (231) 724-6435

John W. Ujlaky (P-27660)
Attorney for the Defendant-Appellant
3721 West Michigan Avenue
Suite 304
Lansing, Michigan 48917
Telephone: (517) 323-1939
Facsimile: (517) 323-0904

NOTICE OF WITHDRAWAL OF
MOTION TO REMAND FOR A *GINTHER* HEARING

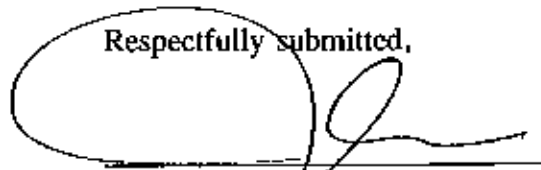
Now Comes Shaun Robert Salminen, Defendant-Appellant, by and through his Attorney, John W. Ujlaky, pursuant to MCR 7.211(C)(1)(a), to Withdraw his Motion to Remand the trial court for an evidentiary hearing, known as a *Ginther* hearing, from consideration for the reasons set forth herein and says in support thereof as follows:

1. After Mr. Salminen's Motion to Remand was filed, Mr. Salminen advised his said Appellate Counsel, in writing, that he no longer desired to seek a remand to the trial court for an evidentiary hearing, known as a *Ginther* hearing.

2. Rather, given due consideration to the totality of the relative time periods involved, he would prefer to proceed with his Appeal by Right.

WHEREFORE, for the foregoing reasons, Defendant-Appellant, Shaun Robert Salminen, respectfully requests that this Honorable Court permit him to Withdraw his Motion to Remand to the trial court for an evidentiary known as a *Ginther* hearing; and award unto him any other or further relief in the interest of justice, equity, and good conscience.

Respectfully submitted,



John W. Ujlaky (P-27660)
Attorney for the Defendant-Appellant
3721 West Michigan Avenue
Suite 304
Lansing, Michigan 48917
Telephone: (517) 323-1939
Facsimile: (517) 323-0904

Date: February 26, 2016

RECEIVED by MCOA 2/26/2016 2:58:01 PM