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December 12, 2019

Clerk  
Michigan Court of Appeals  
State of Michigan Office Building  
350 Ottawa, N.W.  
Grand Rapids, MI 49503

Re: **People v David Sloan Mcnees**  
Court of Appeals No. 349402  
Lower Court No. 18-21708 FC

Dear Clerk:

A Motion for Extension in the above titled case was filed in error today. Please accept this letter as my formal request to withdraw the Motion for Extension.

This Court issued an Order on July 24, 2019 granting leave and remanding to the trial court for resentencing. Defendant filed a Motion for Resentencing on September 11, 2019 in the Allegan County Circuit Court and a hearing for the motion was held before the Honorable Roberts A. Kengis on November 4, 2019. The trial court denied Defendant's motion on November 20, 2019, order attached. The Defendant thus has 56 days from the trial court order to file his Brief on Appeal, which is currently due on January 15, 2020. Defendant will file the Brief on Appeal on or before the current due date.

Should the Court have any questions, please feel free to contact me at the Detroit office.

Sincerely,

Michael L. Mittlestat  
Deputy Director

Enclosures

cc: Allegan County Prosecutor  
File

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