

Order

Michigan Supreme Court
Lansing, Michigan

April 4, 2017

Stephen J. Markman,
Chief Justice

154134 & (10)

Robert P. Young, Jr.
Brian K. Zahra
Bridget M. McCormack
David F. Viviano
Richard H. Bernstein
Joan L. Larsen,
Justices

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

SC: 154134
COA: 331411
Wayne CC: 11-007497-FC

CISCO DESTIN GREEN,
Defendant-Appellant.

On order of the Court, the motion to add issues is GRANTED. The application for leave to appeal the June 2, 2016 order of the Court of Appeals is considered and, pursuant to MCR 7.305(H)(1), in lieu of granting leave to appeal, we REMAND this case to the Court of Appeals. That court shall treat the defendant's delayed application for leave to appeal as a timely filed brief on appeal, and this case shall proceed in that court as an appeal of right. The defendant made a timely request for the appointment of appellate counsel, but the Wayne Circuit Court failed to comply with the requirements of MCR 6.425(G)(3). Accordingly, the defendant was deprived of his appeal of right as a result of the trial court's error.

We do not retain jurisdiction.



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I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

April 4, 2017


Clerk