

# Order

Michigan Supreme Court  
Lansing, Michigan

August 15, 2017

Stephen J. Markman,  
Chief Justice

156182 & (73)

Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano  
Richard H. Bernstein  
Joan L. Larsen  
Kurtis T. Wilder,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellant,

v

SC: 156182  
COA: 332288  
Wayne CC: 15-005228-FH

VIRGIL SMITH,  
Defendant-Appellee.

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On order of the Court, the motion for immediate consideration is GRANTED. The application for leave to appeal the April 18, 2017 judgment 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 for consideration as on reconsideration granted. We DIRECT the Court of Appeals to issue an opinion on remand no later than 5:00 p.m. on Friday, August 25, 2017. Any appeal from that decision must be filed in this Court by 5:00 p.m. on Monday, August 28, 2017.



s0815d

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.

August 15, 2017

Clerk