

Order

Michigan Supreme Court
Lansing, Michigan

June 26, 2006

130485 & (19) (20)

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

HENRY DALE KIRBY,
Defendant-Appellant.

Clifford W. Taylor,
Chief Justice

Michael F. Cavanagh
Elizabeth A. Weaver
Marilyn Kelly
Maura D. Corrigan
Robert P. Young, Jr.
Stephen J. Markman,
Justices

SC: 130485
COA: 263355
Van Buren CC: 99-011308

On order of the Court, the application for leave to appeal the January 6, 2006 order of the Court of Appeals is considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D). The motion to remand for appointment of counsel and the motion to conduct an evidentiary hearing are also considered, and they are DENIED.



s0619

I, Corbin R. Davis, 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.

June 26, 2006

Corbin R. Davis

Clerk