

# Order

Michigan Supreme Court  
Lansing, Michigan

April 29, 2013

Robert P. Young, Jr.,  
Chief Justice

145116

Michael F. Cavanagh  
Stephen J. Markman  
Mary Beth Kelly  
Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano,  
Justices

PATRICK J. KENNEY,  
Plaintiff-Appellant,

v

SC: 145116  
COA: 304900  
Wayne CC: 11-003828-AH

WARDEN RAYMOND BOOKER,  
Defendant-Appellee.

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On January 10, 2013, the Court heard oral argument on the application for leave to appeal the April 3, 2012 judgment of the Court of Appeals. The application was again considered and leave to appeal was granted on January 25, 2013. Oral argument is scheduled for May 8, 2013. On order of the Court, the parties shall submit additional briefing regarding the impact of the following events on the Court's analysis of the legal issues presented in this case and whether the case has, or soon may, become moot: (1) at the parole revocation hearing, plaintiff pleaded guilty to violating parole by failing to report to his parole officer; (2) after plaintiff's parole was revoked and subsequently reinstated, plaintiff failed to report to his parole officer on at least two occasions resulting in additional independent bases for revocation; and (3) when plaintiff was most recently released on parole, on June 1, 2011, he was paroled for a 24-month term (Appellant's Appendix at 88a-90a), which would terminate on June 1, 2013. The parties' briefs must be submitted no later than May 6, 2013.



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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.

April 29, 2013

*Corbin R. Davis*

Clerk