

**IN THE MICHIGAN COURT OF APPEALS**

**ORDER**

Re: **People of MI v Wayne Perry**  
Docket No. **285017**  
L.C. No. **06-010579-01-FY**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because appellate counsel failed to file the application within 12 months of the entry of the March 9, 2007 judgment of sentence. MCR 7.202(6)(b)(2), MCR 7.203(A)(1)(b), MCR 7.203(B)(1), MCR 7.205(A), and MCR 7.205(F)(3). Appellate counsel's reliance upon being able to file an appeal within 42 days of the date that the court reporter filed the January 24, 2007 transcript is misplaced because he failed to order this transcript within 28 days of being appointed to pursue an appeal on appellant's behalf. MCR 7.205(F)(4)(b).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN - 6 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk