

Court of Appeals, State of Michigan

ORDER

People of MI v Donald Allen Lown

Docket No. 299564

LC No. 05-026696-FH

Stephen L. Borrello
Presiding Judge

William C. Whitbeck

Michael J. Kelly
Judges

The Court orders that the motion to remand is DENIED for failure to persuade the Court of the necessity of a remand at this time because there appears to be no need for further proceedings in the trial court for this Court to decide whether ten points were properly scored for offense variable 9 of the sentencing guidelines. We note that, despite our denial of the motion to remand, defendant has preserved the issue of the proper scoring of offense variable 9 in this case for review by the case call panel by bringing the motion to remand. MCR 6.429(C); MCL 769.34(10).



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

JUN - 8 2011

Date


Chief Clerk