Court of Appeals, State of Michigan

ORDER

People of MI v Ryan Christopher Smith

Docket No. **312242**

LC No. **11-001972--01-FH**

Elizabeth L. Gleicher, Judge, acting under MCR 7.211(E)(2), orders:

This cause is REMANDED to the Wayne County Circuit Court for a determination, within 21 days, whether to appoint appellate counsel for the defendant-appellee. See MCR 7.208(G). The trial court shall determine whether defendant is indigent and whether he wishes appellate counsel to be appointed to represent him in this appeal. If both questions are determined in the affirmative, the trial court shall appoint appellate counsel for defendant.

The circuit court shall send a copy of the order of appointment to this Court and the prosecuting attorney in this matter, Ana Quiroz, who in turn shall immediately serve the delayed application for leave to appeal upon appointed appellate counsel and provide this Court with a proof of service.

This Court retains jurisdiction.

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

OCT 09 2012

Date

Chief Clerk