

**Court of Appeals, State of Michigan**

**ORDER**

**People of MI v Joseph Frank Hershey**

Docket No. **309183**

LC No. **10-059331 FH**

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Amy Ronayne Krause, Judge, acting under MCR 7.211(E)(2), orders:

This cause is REMANDED to the Muskegon Circuit Court for a determination of defendant's indigency within 14 days of the Clerk's certification of this order.

If defendant's indigency is established, the Muskegon Circuit Court shall immediately appoint appellate counsel to represent defendant in this matter, which is on remand from the Supreme Court "for consideration as on leave granted." Matters pertaining to the appointment of an attorney are decided in the trial court. MCR 7.208(G). A copy of an order of appointment, if entered by the Muskegon Circuit Court, shall be promptly sent to the Court of Appeals.

This Court retains jurisdiction.



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

MAR 13 2013

Date

  
Chief Clerk