

Court of Appeals, State of Michigan

ORDER

People of MI v Orlando Eugene Stevens

Docket No. 309831

LC No. 11-005675-01-FH

Karen M. Fort Hood
Presiding Judge

Henry William Saad

Stephen L. Borrello
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is GRANTED and this matter is REMANDED to the trial court for an evidentiary hearing and decision whether defendant-appellant was denied the effective assistance of counsel and therefore entitled to relief from the conviction and sentence and the reoffer of the prosecutor's plea offer in accordance with *Lafler v Cooper*, ___ US ___; 132 S Ct 1376; 182 L Ed 2d 398 (2012). In light of the remand, the Court orders that the matter is ADJOURNED from the case call and the motion for oral argument is DISMISSED AS MOOT. The Court retains jurisdiction and the matter shall be placed on another case call after the conclusion of the proceedings on remand. The proceedings on remand are limited to the issue raised in the motion to remand.

Defendant-appellant shall file with this Court a copy of any motion and supporting brief filed in the trial court within 14 days after the Clerk's certification of this order. The trial court shall hear and decide the matter within 56 days after the Clerk's certification of this order, making findings of fact and a determination on the record.

Defendant-appellant shall file with the Clerk of this Court copies of all orders entered on remand within 14 days after entry and cause a transcript of any hearing on remand to be prepared and filed within 21 days after completion of the proceedings.

Defendant-appellant may file a supplemental brief pertaining to the issues raised on remand within 21 days after entry of the trial court's order deciding the matter or 21 days after the transcript of the hearing is filed, whichever is later. Appellee may file a supplemental brief in response.

A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on



October 24, 2013
Date


Chief Clerk