Court of Appeals, State of Michigan

ORDER

People of MI v Jeremy Dewayne Brown; People of MI v Brandon Lewis Cain; People of MI v Reginald Vaughn Brown; People of MI v Brian Christoper Lee

Docket No. **314341; 314342; 314712; 316110**

LC No. **12-005176-04-FC; 12-005176-01-FC; 12-005176-03-FC; 12-005176-05-FC**

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

In these four consolidated appeals from convictions following a joint jury trial with two separate juries, one for each set of two defendants, the Court has peremptorily reversed and remanded for a new trial in *People of MI v Brandon Lewis Cain,* Docket No. 314342, on the conclusion that the trial court's failure to properly swear the defendant's jury is a structural error that requires a new trial. And the prosecutor's application for leave to appeal from the Court's order granting peremptory reversal is pending in our Supreme Court. Under the circumstances, the appeal in *People of MI v Brandon Lewis Cain,* Docket No. 314342, is DISCONSOLIDATED from the other three appeals and the other three appeals in Docket Nos. 314341, 314712, and 316110 are HELD IN ABEYANCE pending our Supreme Court's disposition of the application for leave to appeal, or the ensuing appeal if leave is granted, in *People of MI v Brandon Lewis Cain,* COA Docket No. 314342, SC Docket No. 149259.

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

JUN 23 2014

Date

Chief Clerk