

Court of Appeals, State of Michigan

ORDER

People of MI v Wayne Seals

Docket No. 316474

LC No. 11-009610-01-FC

Cynthia Diane Stephens
Presiding Judge

Christopher M. Murray

Michael J. Riordan
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED. Defendant-appellant has not shown that an evidentiary hearing was necessary for the trial court to rule on his motion for a new trial when the trial court accepted as true the statements in the proposed witnesses' affidavits produced by defendant-appellant in the trial court. Moreover, additional affidavits and evidence produced by defendant-appellant also do not appear to constitute newly discovered evidence or show that defendant-appellant's counsel was ineffective for not locating and presenting that evidence at trial.



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

MAY 07 2014

Date

Jerome W. Zimmer Jr.
Chief Clerk