

Court of Appeals, State of Michigan

ORDER

People of MI v Timothy Joseph Kane

Docket No. **325651**

LC No. **14-002339-01-FH**

Michael J. Talbot, Chief Judge, acting under MCR 7.211(E)(2), orders:

The motion to strike is GRANTED. The affidavit that is appended to appellant's brief as Appendix 2 is STRICKEN. The affidavit is stricken as an impermissible expansion of the record on appeal. The record on appeal is confined to the record made in the trial court. MCR 7.210(A)(1); *Coburn v Coburn*, 230 Mich App 118, 121-123; 583 NW2d 490 (1998), rev'd on other grounds, 459 Mich 874, 875 (1998). The Clerk is directed to remove the affidavit from appellant's brief and replace it with a copy of this order.

[Faint signature]



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

AUG 20 2015

Date

Jerome W. Zimmer Jr.
Chief Clerk