Court of Appeals, State of Michigan

ORDER

People of MI v DuJuan O'Neal

Docket No. 257333

LC No. 04-002337-01

Christopher M. Murray
Presiding Judge

Helene N. White

Kurtis T. Wilder
Judges

The Court orders that the motions to file late answers to the motions, the motion to file pleadings under seal, and the motion to expand the scope of the remand are GRANTED.

Pursuant to MCR 7.211(C)(9)(e), the Court finds good cause under MCR 8.119(F)(2) to prevent public disclosure of the information submitted under seal and to be submitted under seal as further ordered below and finds that filing the documents under seal and closing the proceedings on remand as ordered below are the least restrictive means to protect the parties' interest in nondisclosure of the information.

The Clerk is directed to file defendant-appellant's brief in support of the motion to expand the scope of the remand and the prosecutor's answers to the defendant-appellant's motions and supporting document under seal and append copies of the sealed documents to the parties' briefs on appeal along with a copy of this order.

The Court orders that the evidentiary hearing on remand be closed to the public and the transcript of the hearing be filed under seal. **The trial court shall hear and decide the matter within 35 days after the Clerk's certification of this order and cause a transcript of any hearing on remand to be prepared and filed, under seal, within 21 days after the completion of the proceedings. The trial court shall promptly transmit a copy of the transcript to this Court under seal.**

The Court further orders that the parties' supplemental briefs filed after remand pursuant to the Court's remand order of September 21, 2005, shall be filed under seal.

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUL 19 2006
Date

Sandra Schultz Mengel
Chief Clerk