

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Harold S Varner**
Docket No. **271066**
L.C. No. **02-001389-01**

E. Thomas Fitzgerald, Judge, acting under MCR 7.217 and MCR 7.219(I), orders:

The motion for reconsideration of this Court's order of February 23, 2007, is GRANTED. The Court VACATES that part of the order that remanded this matter to the trial court for the appointment of substitute counsel.

The Court orders that the costs of \$250 assessed against James C. Hall (P 39216), appointed counsel for appellant, are reaffirmed. Such costs are personal to the attorney and shall not be charged back to the County or to the State.

James C. Hall is directed to secure the timely filing of the transcripts for the hearings of April 21 & May 24, 2006, or file an appropriate motion in this Court. If counsel fails to do so, the Clerk's Office is directed to again submit this matter on the involuntary dismissal docket without further notice to the parties.



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

MAR 29 2007

Date

Sandra Schultz Mengel
Chief Clerk