IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Johnny Lee Cannon**
Docket No. **274364**
L.C. No. **2005-204426-FH**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The delayed application for leave to appeal is DISMISSED as untimely since appointed counsel failed to file the motion to withdraw appellant's guilty plea within 6 months of the entry of the October 25, 2005 judgment of sentence. MCR 7.202(6)(b)(ii), 7.203(B)(1), and 7.205(F)(4).

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

JAN - 5 2007
Date

Sandra Schultz Mengel
Chief Clerk