Court of Appeals, State of Michigan

ORDER

People of MI v Robert James Campbell

Docket No. 278927

LC No. 07-000424-FH

Alton T. Davis
Presiding Judge

Peter D. O'Connell

Donald S. Owens
Judges

Pursuant to MCR 7.205(D)(2), in lieu of granting the delayed application for leave to appeal, the Court orders that the portion of the judgment of sentence requiring defendant to reimburse the county $425 for his legal fees is VACATED. The circuit court lacked authority to require defendant to repay the costs of court-appointed counsel as part of the sentence imposed. *People v Dunbar,* 264 Mich App 240, 256 n 15; 690 NW2d 476 (2004). The matter is REMANDED to the circuit court to permit the court to reconsider its decision to order reimbursement in light of defendant's current and future financial circumstances and the constitutional principles espoused in *Dunbar,* 264 Mich App at 252-256. If in its discretion the trial court determines that reimbursement is appropriate, it should establish the terms pursuant to which repayment is required in a separate order. *Dunbar,* 264 Mich App at 256.

We do not retain jurisdiction.

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

JUL 2 0 2007
Date

Sandra Schultz Mengel
Chief Clerk