

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Jerome A Hale**
Docket No. **279956**
L.C. No. **00-008301-01**

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

The motion to waive fees is GRANTED for this appeal only.

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction. The April 24, 2007 denial of appellant's motion for a new trial constitutes the denial of a motion for relief from judgment. An earlier motion for relief from judgment filed by appellant in this case was denied in 2005. Accordingly, appellant's subsequent motion for relief from judgment was barred by MCR 6.502(G)(1). The exception provided by MCR 6.502(G)(2) is inapplicable because appellant's arguments in support of the successive motion for relief from judgment are not based on a retroactive change in the law or a claim of newly discovered evidence.



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

SEP 13 2007

Date

Sandra Schultz Mengel

Chief Clerk