

Court of Appeals, State of Michigan

ORDER

People of MI v Andrew Curtis Koch

Docket No. 280169

LC No. 07-000050-FC

Richard A. Bandstra
Presiding Judge

Michael R. Smolenski

Jane M. Beckering
Judges

The motion for leave to file a late answer is GRANTED. The answer received on September 17, 2007 is accepted for filing.

Pursuant to MCR 7.205(D)(2), in lieu of granting the application for leave to appeal, the Court PEREMPTORILY REVERSES the decision of the trial court to grant Appellee's motion to suppress, VACATES the trial court's August 24, 2007 order effectuating that ruling and REMANDS. The trial court abused its discretion when it suppressed the evidence. MCL 768.27a; *People v Washington*, 468 Mich 667, 670-671; 664 NW2d 203 (2003); *People v Pattison*, ___ Mich App ___; ___ NW2d ___ (2007). This order has immediate effect. MCR 7.215(F)(2). The Court does not retain jurisdiction.



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

OCT 18 2007
Date

Sandra Schultz Mengel
Chief Clerk