IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Mario Huerta-Rodriguez**
Docket No. **280243**
L. Ct. No. **98-1730 FC**

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 from the August 30, 2006 order is DISMISSED for lack of jurisdiction since the order in question denied a successive motion for relief from judgment, which was filed after August 1995, where no newly discovered evidence or retroactive change in the law can be found. MCR 6.502(G).

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

OCT 15 2007
Date

Sandra Schultz Mengel
Chief Clerk