

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Michael Edward Maddox**
Docket No. **282528**
L.C. No. **04-001009-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 for lack of jurisdiction because this application was not filed within 12 months of the March 2005 judgment of sentence as required by MCR 7.205(F)(3), nor was it filed by May 3, 2006, which would have been within 42 days of the filing of the transcripts as required by MCR 7.205(F)(4) and 55 days after counsel was appointed. The Court would note that defendant has not supplied any documentation supporting his statement "I did not request counsel after sentencing because I believed that I was not entitled." Even though appellant claims to be appealing the order denying a motion for relief from judgment the application is written as if the defendant has a direct appeal. The application does not address the order denying a motion for relief from judgment, nor does it address how defendant would be entitled to relief under MCR 6.508. This dismissal is without prejudice to filing an application for leave to appeal that actually addresses the order denying the motion for relief from judgment and explains how defendant would be entitled to relief under MCR 6.508.



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

DEC 27 2007

Date

Sandra Schultz Mengel

Chief Clerk