IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Terrance Bailey**
Docket No. **276424; 276593**
L.C. No. **06-008894-01; 06-006406-01**

Brian K. Zahra, Judge, acting under MCR 7.211(E)(2), orders:

The motion for substitution of appellate counsel is GRANTED. This cause is REMANDED to the trial court for appointment of appellate counsel to substitute for attorney Deborah Choly (P-34766). MCR 7.208(G). The trial court shall appoint substitute counsel within 14 days after the Clerk's certification of this order.

The Court further orders that defendant-appellant's motion to strike the briefs filed by appointed counsel Deborah Choly is GRANTED. The appellant's briefs in both consolidated appeals and the appellee's brief in docket no. 276593 are STRICKEN. The time for filing appellant's replacement briefs shall be calculated under MCR 7.212(A)(1)(a)(iii) starting from the date the trial court appoints substitute counsel. The time for filing appellee's briefs shall be calculated under MCR 7.212(A)(2)(a)(ii) starting from the date of service of defendant-appellant's replacement briefs.

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

FEB 06 2008
Date

Sandra Schultz Mengel
Chief Clerk