

# Court of Appeals, State of Michigan

## ORDER

People of MI v David Michael Nichols

Docket No. 281878

LC No. 07-020187-FH

Peter D. O'Connell  
Presiding Judge

Donald S. Owens

Alton T. Davis  
Judges

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The Court orders that the motion to withdraw is GRANTED, because the Court finds, after full examination of all the proceedings, that the appeal is wholly frivolous.

The defendant-appellant's conviction is AFFIRMED. Withdrawing counsel shall mail by first-class mail to the appellant within 14 days of the certification of this order a copy of this order and the transcript and file proof of service with the Clerk of this Court as required by MCR 7.211(C)(5)(c). Counsel is hereby notified that this Court may vacate this order granting the motion to withdraw if counsel fails to serve the transcript on appellant.

The final judgment of affirmance is STAYED for a period of 28 days after service of a copy of the transcript on the appellant, within which period defendant may if he so desires, file a written communication with this Court, raising any issue or question that he wishes this Court to consider. Any such communication shall be treated by this Court as an application for rehearing



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

JUL 21 2008  
Date

Sandra Schultz Mengel  
Chief Clerk