

Court of Appeals, State of Michigan

ORDER

People of MI v Lewis Aaron Nixon Jr

Docket No. 286317

LC No. 93-000581-FC

Michael J. Talbot
Presiding Judge

Kurtis T. Wilder

Elizabeth A. Gleicher
Judges

The Court, acting under MCR 7.203(F)(2), orders that the motion for reconsideration is DENIED. A review of the file shows that the transcript of September 9, 1993, was filed on March 25, 2005. Pursuant to MCR 6.502(G)(2), any issue regarding that transcript had to be included in the first motion challenging the conviction of the defendant that was filed after receipt of the transcript. A review of the register of actions shows that a motion to dismiss the case was filed on June 12, 2006. Under MCR 6.501, that is a motion for relief from judgment, which motion was denied by order of July 27, 2006. Thus, appellant violated the rule against successive motions for relief from judgment when he omitted the transcript issue from the June 12, 2006 motion but included it in yet another motion for relief from judgment filed subsequently.



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

SEP 25 2008

Date

Sandra Schultz Mengel

Chief Clerk