

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Henry Lee Hurt**
Docket No. **286318**
L.C. No. **79-028929 FC**

Henry William Saad, Chief Judge, acting under MCR 7.201(B)(3) and 7.216(A)(10),
orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal is DISMISSED because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). Defendant fails to identify the four-pronged test for newly discovered evidence, let alone discuss it. Furthermore, he does not state what evidence has been newly discovered since his last motion for relief from judgment. See MCR 6.502(G)(2).



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

JUL 30 2008

Date

Sandra Schultz Mengel

Chief Clerk