

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v David George Couillard

Docket No. 286562

LC No. 98-000229-FH

Alton T. Davis  
Presiding Judge

Peter D. O'Connell

Bill Schuette  
Judges

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The Court orders that the motion to file a reply to the answer is GRANTED.

Pursuant to MCR 7.205(D)(2), in lieu of granting the delayed application for leave to appeal, we REMAND this matter to the circuit court for correction of the presentence report to delete references to a prior conviction for assault. Defendant challenged the accuracy of this conviction at the time of sentencing, and the court stated that it would amend the presentence report to remove the assault conviction. Under MCL 771.14(6), defendant is entitled to the ministerial correction of the presentence report. *People Paquette*, 214 Mich App 336, 346-347; 543 NW2d 242 (1995); *People v Britt*, 202 Mich App 714, 718; 509 NW2d 914 (1993). The court shall transmit a corrected copy of the presentence report to the Department of Corrections.

We do not retain jurisdiction.



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

NOV 10 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk