

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Roscoe M Owens**
Docket No. **287000**
L.C. No. **91-001091**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.201(B)(3) and 7.216(A)(10), orders:

The delayed application for leave to appeal is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). The Clerk of this Court provided notice regarding the nature of the defect in this filing, and the defect was not corrected in a timely manner by providing this Court with a current register of actions. The Court further notes that the application for leave to appeal filed on August 8, 2008, does not appear to have been filed within 12 months of the August 7, 2007 order as required by MCR 7.205(F)(3). Filing of the delayed application for leave to appeal did not occur until the Clerk of this Court received it on August 8, 2008. See *Walker-Bey v Department of Corrections*, 222 Mich App 605 (1997).



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

OCT - 9 2008

Date

Sandra Schultz Mengel

Chief Clerk