

Court of Appeals, State of Michigan

ORDER

People of MI v Jack Darnell Hendricks

Docket No. 302359

LC No. 09-058226-FH

Douglas B. Shapiro
Presiding Judge

Joel P. Hoekstra

Jane E. Markey
Judges

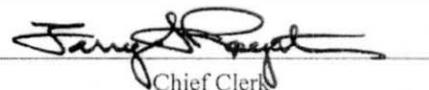
Pursuant to MCR 7.205(D)(2), in lieu of granting the application for delayed appeal, the Court orders that this case is REMANDED to the Muskegon Circuit Court with the instruction that defendant be resentenced before the judge who presided over defendant's bench trial, provided that judge is reasonably available. If it should be determined that the judge presiding at defendant's trial is no longer reasonably available, then defendant's sentence dated March 15, 2010 shall stand. *People v Clemons*, 407 Mich 939; 291 NW2d 927 (1979). This order is to have immediate effect. MCR 7.215(F)(2). The Court does not retain jurisdiction.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

MAY 27 2011

Date


Chief Clerk