

Court of Appeals, State of Michigan

ORDER

People of MI v Edmond Deon Taylor, III

Docket No. 311802

LC No. 09-032958-FH

Jane M. Beckering
Presiding Judge

Jane E. Markey

Mark T. Boonstra
Judges

The Court orders that the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented. The record reveals that defendant's counsel expressly requested that defendant receive a prison sentence, rather than a jail sentence. Because "a party cannot request a certain action of the trial court and then argue on appeal that the action was error," *People v McCray*, 210 Mich App 9, 14; 533 NW2d 359 (1995), defendant has waived his right to assert that the trial court's imposition of prison time constitutes error.



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

FEB 21 2013

Date


Chief Clerk