

Court of Appeals, State of Michigan

ORDER

People of MI v Larry Malone

Docket No. 314172

LC No. 12-002297-FH

Kirsten Frank Kelly
Presiding Judge

Christopher M. Murray

Michael J. Riordan
Judges

In lieu of granting the delayed application, the Court orders, pursuant to MCR 7.205(D)(2), that defendant-appellant's convictions and sentence are AFFIRMED. After a full examination of the proceedings, the Court determines that the appeal of the July 2, 2012, judgment of sentence is wholly frivolous.

Defense counsel shall mail by first-class mail to the appellant within 14 days of the date of certification of this order a copy of this order and the transcript and file proof of that service with the Clerk of this Court as required by MCR 7.211(C)(5)(c). Counsel is hereby notified that this Court may vacate this order if counsel fails to serve the transcript on appellant.

The final judgment of affirmance is STAYED for a period of 56 days after service of a copy of the transcript on the appellant, within which defendant may, if he so desires, file a written communication with this Court, raising any issue or question which he wishes this Court to consider. Any such communication shall be treated by this Court as an application for rehearing.



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

JAN 25 2013

Date


Chief Clerk