Court of Appeals, State of Michigan

ORDER

People of MI v Garth Louis O'Dell

Docket No. 315609

LC No. 10-010832-FH

Peter D. O'Connell
Presiding Judge

Donald S. Owens

Stephen L. Borrello
Judges

The Court orders that the delayed application for leave to appeal is GRANTED in part, limited to the issue of whether the trial court erred in scoring Offense Variable 7, MCL 777.37, aggravated physical abuse, at 50 points. The time for taking further steps in this appeal runs from the date of the Clerk's certification of this order. MCR 7.205(D)(3).

In all other respects the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

The motion to remand is DENIED for failure to persuade of the need for a remand at this time.

O'Connell, P.J., would DENY the delayed application for leave to appeal.

A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

DEC 09 2013
Date

Chief Clerk