

Court of Appeals, State of Michigan

ORDER

People of Chesterfield Township v Gilbert Houk

Docket No. 322603

LC No. 2013-003820-AR

Henry William Saad
Presiding Judge

Deborah A. Servitto

Elizabeth L. Gleicher
Judges

Pursuant to MCR 7.205(E)(2), the Court orders that defendant's "disorderly conduct" conviction is REVERSED. The record shows that defendant was charged with disorderly intoxication pursuant to § 46-126 of the Chesterfield Township Ordinances. A plain reading of that ordinance requires a showing of intoxication in order to violate the ordinance. Because there was no evidence that defendant was intoxicated, the district court erred by denying defendant's motion for a directed verdict with respect to that charge. In all other respects, the application for leave to appeal is DENIED for lack of merit in the grounds presented.

This Court retains no further jurisdiction.



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

JAN 29 2015

Date

Chief Clerk