

Court of Appeals, State of Michigan

ORDER

People of MI v Kenyetta Hycine Perez

Docket No. 325038

LC No. 11-007412-01-FC

Kirsten Frank Kelly
Presiding Judge

Michael J. Talbot

Cynthia Diane Stephens
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED for failure to persuade the Court of the necessity of a remand at this time. Under *People v Lockridge*, __ Mich __; _ NW2d __ (2015) (Docket No. 149073, issued July 29, 2015), remand is mandatory if the guidelines minimum sentence range changes when recalculated without consideration of facts not found by the jury or admitted by the defendant and this recalculation of the sentencing guidelines may be done on the current record.



Stephens, J., would remand this matter to the Circuit Court for further proceedings consistent with the process set forth in *People v Lockridge*, __ Mich __; __ NW2d __ (2015) [Docket No. 149073] and *United States v Crosby*, 397 F3d 103 (CA 2, 2005).



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

AUG 21 2015

Date



Chief Clerk