

Court of Appeals, State of Michigan

ORDER

PEOPLE OF MI V SEAN MICHAEL PATTERSON

Docket No. 325607

LC No. 14-001428-FH

Pat M. Donofrio
Presiding Judge

Kathleen Jansen

Deborah A. Servitto
Judges

With respect to Issues III and IV, pursuant to MCR 7.2015(E)(2), in lieu of granting the delayed application for leave to appeal, the Court orders that this matter is REMANDED to the trial court to allow defendant to move for determination of whether costs imposed were reasonably related to actual costs, as required by MCL 769.1k(b)(iii) People v Konopka ___ Mich App (2015).

With respect to Issue I, the delayed application is DENIED for lack of merit. There has not been a showing that the prosecution has sought to initiate other charges that were otherwise waived by the prosecution at the time of taking of the plea.

With respect to Issue II, at the time of the instant remand, the trial court will administratively note upon the Judgment of Sentence that there were other potential charges that were waived by the prosecution as part of the plea agreement and the waiver was accepted by the Court.

The Court does not retain jurisdiction.



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

APR 06 2015

Date

Chief Clerk