

Court of Appeals, State of Michigan

ORDER

People of MI v Daryl Bruce Mason

Docket No. **327088**

LC No. **13-002013-01-FC**

Michael J. Talbot, Chief Judge, acting under MCR 7.211(E)(2), orders:

The claim of appeal from the March 20, 2015, judgment of resentencing is DISMISSED as redundant because the judgment of resentencing may be reviewed in defendant-appellant's appeal from the initial conviction and sentence in docket no. 325106. The appeal in docket no. 325106 was pending when defendant-appellant was resentenced on March 20, 2015, and under the circumstances, the judgment of resentencing may be considered as entered under MCR 7.208(B) in docket no. 325106. [The trial court lacked jurisdiction to amend the initial judgment of sentence unless it was pursuant to MCR 7.208(B) in the pending appeal in docket no. 325106. See MCR 7.208(A).]

The Clerk is directed to mail a copy of this order to defendant-appellant's appointed counsel in docket no. 325106.



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

APR 29 2015

Date

Chief Clerk