

Court of Appeals, State of Michigan

ORDER

People of MI v Gregory Allen Smith

Docket No. 327806

LC No. 13-001749-FH

Elizabeth L. Gleicher
Presiding Judge

Mark J. Cavanagh

Pat M. Donofrio
Judges

The Court orders that the motion to waive fees is GRANTED and fees are WAIVED for this appeal only.

Pursuant to MCR 7.205(E)(2), in lieu of granting leave to appeal, the Court orders that the April 20, 2015, order denying defendant's motion for relief from judgment is VACATED in part and this case is remanded to the circuit court for a determination of the factual basis for the court costs imposed pursuant to MCL 769.1k(1)(b)(iii), or to alter the amount of court costs, if appropriate. See *People v Konopka*, ___ Mich App ___, ___ NW2d ___ (2015) (Docket No. 319913, issued March 3, 2015). In all other respects, the delayed application for leave to appeal is DENIED.

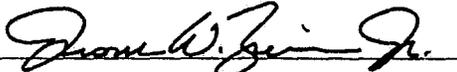
This Court retains no further jurisdiction.



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

AUG 06 2015

Date


Chief Clerk