

Court of Appeals, State of Michigan

ORDER

People of MI v Derrick Clayton

Docket No. 329878

LC No. 06-006411-FC

Michael J. Riordan
Presiding Judge

Kirsten Frank Kelly

Karen M. Fort Hood
Judges

The Court orders that the delayed application for leave to appeal is DENIED because defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D). The defendant alleges grounds for relief that could have been raised previously and he has failed to establish both good cause for failing to previously raise the issues and actual prejudice from the irregularities alleged, and has not established that good cause should be waived. MCR 6.508(D)(3)(a) and (b).

It is further ordered that the motion for immediate consideration is GRANTED.

The motions to remand to expand the record, to compel, and for evidentiary hearing are DENIED.

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

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



DEC 21 2015

Date

Chief Clerk