

# Order

Michigan Supreme Court  
Lansing, Michigan

March 29, 2010

Marilyn Kelly,  
Chief Justice

139549

Michael F. Cavanagh  
Elizabeth A. Weaver  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 139549  
COA: 291198  
Berrien CC: 2001-411846-FH

TIMOTHY ALLEN PENLEY,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the May 15, 2009 order of the Court of Appeals is considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D).



s0322

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 29, 2010

*Corbin R. Davis*

Clerk