Court of Appeals, State of Michigan

ORDER

People of MI v Joseph Christopher Mazzio

Docket No. 314685

LC No. 2012-242291-FC

Henry William Saad
Presiding Judge

Mark J. Cavanagh

Pat M. Donofrio
Judges

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED. Despite making an offer of proof, defendant-appellant's issue involving ineffective assistance of counsel can be addressed based on the existing record. Further factual development of the record and an initial decision by the trial court are not necessary. Defendant-appellant has also not shown that the trial court should first address his challenges to the scoring of the sentencing guidelines. However, defendant-appellant has now preserved for appellate review the objections to the scoring of the sentencing guidelines raised in his motion to remand, MCR 6.429(C).

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

OCT 15 2013
Date

Chief Clerk