

# Court of Appeals, State of Michigan

## ORDER

People of MI v Steven Devonne Jordan

Docket No. 288193

LC No. 2008-002165-FH

Mark J. Cavanagh  
Presiding Judge

Pat M. Donofrio

Deborah A. Servitto  
Judges

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The Court orders that, pursuant to MCR 7.205(D)(2), in lieu of granting the application for leave to appeal, the July 29, 2008, Plea and Sentencing Disposition is VACATED, and the matter is remanded to allow defendant the opportunity to withdraw his plea. The record of July 29, 2008, establishes that the trial court failed to inform the defendant of the maximum possible prison sentence for the offense, MCR 6.302(B)(2), and otherwise failed to comply with MCR 6.302(C) – (E). The failure to comply with MCR 6.302 precludes us from finding that the plea was understanding and voluntary, see *People v Parker*, 275 Mich App 213, 217; 738 NW2d 257 (2007). Accordingly, the July 29, 2008, order is vacated and the case is REMANDED to the trial court to allow the defendant the opportunity to withdraw his plea. *People v Wilhite*, 240 Mich App 587, 596-597; 681 NW2d 386 (2000). Defendant shall be brought before the trial court within 60 days of entry of this order. We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

NOV 17 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk