

# Court of Appeals, State of Michigan

## ORDER

People of MI v Parnell Darner Martin

Docket No. 311166

LC No. 2011-015589-FH

Pat M. Donofrio  
Presiding Judge

Deborah A. Servitto

Elizabeth L. Gleicher  
Judges

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The Court orders that this case is REMANDED to the trial court with directions to remove from the presentence investigation report all references to defendant engaging in digital penetration of the victim, to correct the spelling of defendant's middle name throughout the report, and to determine whether defendant was never bound over on Count 3 or whether the charge was dismissed as part of the plea agreement and to correct the report accordingly. A copy of the corrected report shall be provided to the Department of Corrections.

In all other respects the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

The Court orders that the motion for peremptory reversal pursuant to MCR 7.211(C)(4) is DENIED for failure to persuade the Court of the existence of manifest error requiring reversal and warranting peremptory relief without argument or formal submission.

We do not retain jurisdiction.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

MAY 24 2013

Date

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line. Below the line, the text "Chief Clerk" is printed.

Chief Clerk