

Court of Appeals, State of Michigan

ORDER

People of MI v Robert Lee King

Docket No. 314595

LC No. 06-003811-FC

Kurtis T. Wilder
Presiding Judge

Michael J. Talbot

Cynthia Diane Stephens
Judges

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

The “motion to entertain the delayed application for leave to appeal” is DENIED.

The delayed application for leave to appeal the September 25, 2012, order from the Wayne Circuit Court is DISMISSED for lack of jurisdiction. Because defendant previously appealed and filed a motion for relief from judgment, he could seek relief in the circuit court only under the procedures provided by Subchapter 6.500 of the Michigan Court Rules. Defendant already filed a motion for relief from judgment and cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). None of the exceptions found in MCR 6.502(G)(2) are applicable.

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

MAR 01 2013

Date


Chief Clerk