

Court of Appeals, State of Michigan

ORDER

People of MI v Dino Fleming

Docket No. 317585

LC No. 77-003191-FY

Kirsten Frank Kelly
Presiding Judge

Karen M. Fort Hood

Cynthia Diane Stephens
Judges

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

The delayed application for leave to appeal the February 15, 2013, order from the Wayne Circuit Court is DISMISSED for lack of jurisdiction. Because defendant previously appealed and filed post-judgment motions for relief, he could seek relief in the circuit court only under the procedures provided by Subchapter 6.500 of the Michigan Court Rules. Defendant 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.



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

OCT 04 2013

Date

Chief Clerk