

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Dana Maurice Miller

Docket No. 314659

LC No. 12-009054-FC

Kurtis T. Wilder  
Presiding Judge

Kirsten Frank Kelly

Karen M. Fort Hood  
Judges

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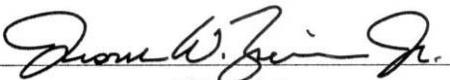
The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is DENIED. Defendant-appellant has not shown that he can overcome the presumption that his attorney chose not to call the medical examiner as a witness for strategic reasons. Defendant-appellant has also not provided an offer of proof or affidavit to show that the record should be further developed on his counsel's decision to raise duress as a defense theory on the facts of this case, but that issue can be addressed based on the existing record.



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

**MAR 14 2014**

Date

  
Chief Clerk