

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Wilbert Joseph McKeever

Docket No. 315771

LC No. 12-007733-01-FH

Michael J. Talbot  
Presiding Judge

Christopher M. Murray

Cynthia Diane Stephens  
Judges

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The Court orders that the amended motion to remand pursuant to MCR 7.211(C)(1) is DENIED. While defendant-appellant has supplemented his previously submitted offer of proof to again show that his codefendant was willing to testify at his trial, the existing record shows that defense counsel took steps well before trial to have the codefendant produced with her attorney to address whether she would waive her rights and testify. The codefendant's post-trial claims that she was willing to testify are insufficient to support further development of the record on the issue of ineffective assistance of counsel when the existing record appears to show that the admissibility of the codefendant's testimony was considered well before trial commenced and defendant-appellant has not offered evidence to explain why both defense counsel and the trial court may have wrongly believed that the codefendant could not be compelled to testify at the time of trial.



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

JUL 02 2014

Date

Chief Clerk