

Court of Appeals, State of Michigan

ORDER

People of MI v Fredrick Joseph LaFramboise

Michael J. Kelly
Presiding Judge

Docket No. 323674

Donald S. Owens

LC Nos. 14-008429-FC; 14-008430-FC; 14-008431-FC

Patrick M. Meter
Judges

The Court orders that the motion to remand is DENIED for failure to persuade the Court of the necessity of a remand at this time. Particularly, it appears that the case call panel may determine from the existing record whether trial counsel performed deficiently in failing to object to the challenged prosecutorial argument. In this regard, trial counsel's subjective reasons or lack thereof for failing to object do not seem significant because counsel's performance for purposes of an ineffective assistance of counsel claim is evaluated under an objective standard of reasonableness. *People v Trakhtenberg*, 493 Mich 38, 51; 826 NW2d 136 (2012).



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

AUG 25 2015

Date

A handwritten signature in black ink, appearing to read 'Jerome W. Zimmer Jr.', written over a horizontal line.

Chief Clerk