

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Antonio Devle Smith

Docket No. 325983

LC No. 2014-250336-FH

Peter D. O'Connell  
Presiding Judge

Donald S. Owens

Stephen L. Borrello  
Judges

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The Court orders that the delayed application for leave to appeal is GRANTED. The time for taking further steps in this appeal runs from the date of the Clerk's certification of this order. MCR 7.205(E)(3). This appeal is limited to the issues raised in the application and supporting brief. MCR 7.205(E)(4).

O'Connell, P.J., would, pursuant to MCR 7.205(E)(2), in lieu of granting the delayed application for leave to appeal, REMAND this matter to the sentencing court for the limited purpose of entering an amended judgment of sentence that reflects that defendant was convicted of possession with intent to deliver, MCR 6.427(3), and that moves the PACC code to the PACC code box, *People v Kuchiak*, 467 Mich 873; 651 NW2d 67 (2002).



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

**MAR 25 2015**

Date

Chief Clerk