

# Order

Michigan Supreme Court  
Lansing, Michigan

March 23, 2009

Marilyn Kelly,  
Chief Justice

137217 & (18)

Michael F. Cavanagh  
Elizabeth A. Weaver  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 137217  
COA: 282850  
Saginaw CC: 78-000549-FY

EARL JONES,  
Defendant-Appellant.

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On order of the Court, the motion for miscellaneous relief is GRANTED. The application for leave to appeal the July 10, 2008 order of the Court of Appeals is considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D).

KELLY, C.J., would grant leave to appeal for the reasons set forth in her dissenting statement in *People v Scott*, 480 Mich 1019 (2008).



p0316

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 23, 2009

*Corbin R. Davis*

Clerk