

# Order

Michigan Supreme Court  
Lansing, Michigan

June 19, 2013

Robert P. Young, Jr.,  
Chief Justice

142379

Michael F. Cavanagh  
Stephen J. Markman  
Mary Beth Kelly  
Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 142379  
COA: 301076  
Kent CC: 2009-004566-FH

RIGO ALEKSANYAN,  
Defendant-Appellant.

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By order of July 6, 2012, the application for leave to appeal the December 28, 2010 order of the Court of Appeals was held in abeyance pending the decision in *Chaidez v United States*, cert gtd \_\_\_ US \_\_\_; 132 S Ct 2101; 182 L Ed 2d 867 (2012). On order of the Court, the case having been decided on February 20, 2013, 568 US \_\_\_; 133 S Ct 1103; 185 L Ed 2d 149 (2013), the application is again considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D).

CAVANAGH, J., would grant leave to appeal.



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I, Larry S. Royster, 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.

June 19, 2013

  
Clerk