

# Order

Michigan Supreme Court  
Lansing, Michigan

February 3, 2015

150133

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

HEATHER LYNN PEER,  
Defendant-Appellant.

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SC: 150133  
COA: 322550  
Gladwin CC: 13-006882-FH

Robert P. Young, Jr.,  
Chief Justice

Stephen J. Markman  
Mary Beth Kelly  
Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano  
Richard H. Bernstein,  
Justices

On order of the Court, the application for leave to appeal the August 28, 2014 order of the Court of Appeals is considered and, pursuant to MCR 7.302(H)(1), in lieu of granting leave to appeal, we REMAND this case to the Court of Appeals for reconsideration of the defendant's issue regarding the Gladwin Circuit Court's assessment of court costs. On remand, the Court of Appeals shall hold this case in abeyance pending its decision in *People v Konopka* (Court of Appeals Docket No. 319913). After *Konopka* is decided, the Court of Appeals shall reconsider the defendant's issue in light of *People v Cunningham*, 496 Mich 145 (2014), MCL 769.1k (as amended effective 10/17/14), and *Konopka*. It shall then deny or grant the application on this issue, or otherwise exercise its authority under MCR 7.216(A)(7).



p0126

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.

February 3, 2015

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Clerk