

# Order

Michigan Supreme Court  
Lansing, Michigan

November 29, 2021

Bridget M. McCormack,  
Chief Justice

162621

Brian K. Zahra  
David F. Viviano  
Richard H. Bernstein  
Elizabeth T. Clement  
Megan K. Cavanagh  
Elizabeth M. Welch,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 162621  
COA: 348515  
Jackson CC: 13-004841-FC

JANA FER LYNN MAYNARD,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the December 22, 2020 judgment of the Court of Appeals is considered. Pursuant to MCR 7.305(H)(1), in lieu of granting leave to appeal, we VACATE Part II of the judgment of the Court of Appeals addressing the voluntariness of the defendant's confession. We REMAND this case to the Jackson Circuit Court to conduct an evidentiary hearing to determine: (1) whether the defendant's statements to the police were involuntary, see *People v Walker (On Rehearing)*, 374 Mich 331 (1965); and (2) whether trial defense counsel was ineffective for failing to move to suppress those statements, see *People v Ginther*, 390 Mich 436 (1973).

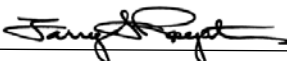
We do not retain jurisdiction.



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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.

November 29, 2021

  
Clerk