

Order

Michigan Supreme Court
Lansing, Michigan

March 8, 2022

Bridget M. McCormack,
Chief Justice

163380

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: 163380
COA: 353296
Macomb CC: 2005-003245-FC

ANTHONY JEROME DeLEON,
Defendant-Appellant.

On order of the Court, the application for leave to appeal the June 10, 2021 judgment of the Court of Appeals is considered and, pursuant to MCR 7.305(H)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and we REMAND this case to that court for reconsideration. The Court of Appeals shall specifically address whether or how the procedural bars of MCR 6.508(D)(2) and (3)(a) affect the outcome of this case.

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.

March 8, 2022

Clerk