

# Order

Michigan Supreme Court  
Lansing, Michigan

May 30, 2025

Megan K. Cavanagh,  
Chief Justice

168097

Brian K. Zahra  
Richard H. Bernstein  
Elizabeth M. Welch  
Kyra H. Bolden  
Kimberly A. Thomas  
Noah P. Hood,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 168097  
COA: 365563  
Wayne CC: 21-005538-FC

THOMAS ANDREW PERNELL,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the December 6, 2024 judgment of the Court of Appeals is considered and, pursuant to MCR 7.305(I)(1), in lieu of granting leave to appeal, we VACATE the second Part III (Offense Variable 19) of the judgment of the Court of Appeals and REMAND this case to that court for reconsideration in light of *People v Deweerd*, 511 Mich 979 (2023). In all other respects, leave to appeal is DENIED, because we are not persuaded the remaining questions presented should be reviewed by this Court.

HOOD, J., did not participate.



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.

May 30, 2025

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Clerk