

Order

Michigan Supreme Court
Lansing, Michigan

September 30, 2019

Bridget M. McCormack,
Chief Justice

158386(23)

David F. Viviano,
Chief Justice Pro Tem

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

Stephen J. Markman
Brian K. Zahra
Richard H. Bernstein
Elizabeth T. Clement
Megan K. Cavanagh,
Justices

v

SC: 158386
COA: 343116
Macomb CC: 2003-002549-FC

GERMIRA LAMAR CARTER,
Defendant-Appellant.

On order of the Court, the motion for reconsideration of this Court's July 2, 2019 order is considered, and it is DENIED, because we are not persuaded that reconsideration of our previous order is warranted. MCR 7.311(G).



d0923

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.

September 30, 2019


Clerk

1a

Order

Michigan Supreme Court
Lansing, Michigan

July 2, 2019

Bridget M. McCormack,
Chief Justice

David F. Viviano,
Chief Justice Pro Tem

158386

Stephen J. Markman
Brian K. Zahra
Richard H. Bernstein
Elizabeth T. Clement
Megan K. Cavanagh,
Justices

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

SC: 158386
COA: 343116
Macomb CC: 2003-002549-FC

GERMIRA LAMAR CARTER,
Defendant-Appellant.

On order of the Court, the application for leave to appeal the August 9, 2018 order of the Court of Appeals is considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D).



s0624

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.

July 2, 2019

Clerk

27

Court of Appeals, State of Michigan

ORDER

People of MI v Germira Lamar Carter

Docket No. 343116

LC No. 2003-002549-FC

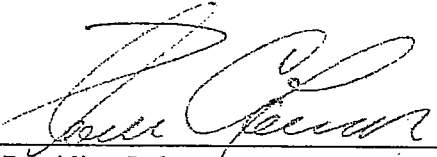
Thomas C. Cameron
Presiding Judge

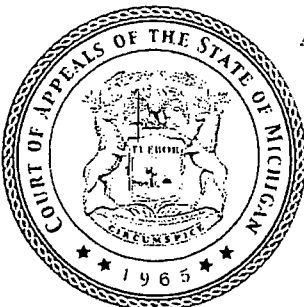
Kirsten Frank Kelly

Michael J. Riordan
Judges

The Court orders that the motion to waive fees is GRANTED and fees are WAIVED for this case only.

The Court further orders that the delayed application for leave to appeal is DENIED because defendant has failed to establish that the trial court erred in denying the motion for relief from judgment.


Presiding Judge



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

AUG - 9 2018

Date


Chief Clerk

STATE OF MICHIGAN
MACOMB COUNTY CIRCUIT COURT

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff,

-v-

Case No 2003-2549-FC

GERMIRA CARTER #488589,

Defendant.

OPINION AND ORDER

Defendant has caused to be filed a Motion for Relief from Judgment pursuant to MCR 6.500.

The issues presented to this Court are premised upon the same issues which were decided by the Trial Court and presented to the Court of Appeals in Defendant's application for leave to appeal.

The Trial Court and Court of Appeals concluded Defendant's arguments were without merit.

It is the opinion of this Court that Defendant's arguments are equally without merit. Assuming for the sake of argument that there is merit to Defendant's contentions, there was not actual prejudice from the alleged irregularities. The evidence against Defendant was over-whelming and Defendant would not have had reasonable likely chance of acquittal.

Now therefore Defendant's motion is DENIED.

IT IS SO ORDERED.

EDWARD A. SERVITTO, JR., Circuit Court Judge

Date:

cc: Germira Lamar Carter # 488589, In Pro Per
Macomb County Prosecutor

EDWARD A. SERVITTO
CIRCUIT JUDGE

NOV 22 2017

A TRUE COPY
KAREN A. SPRANGER, COUNTY CLERK

BY: *Monelle Zaffarani* Court Clerk

No. _____

IN THE
SUPREME COURT FOR THE UNITED STATES

October Term, 2019

GERMIRA LAMAR CARTER,

Petitioner,

VS.

STATE OF MICHIGAN,

Respondent.

PETITIONER'S APPENDIX
FOR PETITION FOR WRIT OF CERTIORARI

Submitted by

Germira Lamar Carter, #488589
In Propria Persona
Lakeland Correctional Facility
141 First Street
Coldwater, Michigan 49036

Dated: December 10, 2019

APPENDIX INDEX

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