

# Order

Michigan Supreme Court  
Lansing, Michigan

April 29, 2020

Bridget M. McCormack,  
Chief Justice

160611 & (17)

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: 160611  
COA: 349518  
Kalamazoo CC: 2010-001165-FC

DAVID FRANKLIN McNEES, JR.,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the October 22, 2019 order of the Court of Appeals is considered, and it is DENIED, because the defendant's motion for relief from judgment is prohibited by MCR 6.502(G). The motion to remand is DENIED.



a0420

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.

April 29, 2020

Clerk

Appx-D

# Order

Michigan Supreme Court  
Lansing, Michigan

July 28, 2020

Bridget M. McCormack,  
Chief Justice

160611(26)

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: 160611  
COA: 349518  
Kalamazoo CC: 2010-001165-FC

DAVID FRANKLIN McNEES, JR.,  
Defendant-Appellant.

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On order of the Court, the motion for reconsideration of this Court's April 29, 2020 order is considered, and it is DENIED, because we are not persuaded that reconsideration of our previous order is warranted. MCR 7.311(G).



a0720

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 28, 2020

Clerk

Appx-A

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v David Franklin McNees Jr

Docket No. 349518

LC No. 2010-001165-FC

James Robert Redford  
Presiding Judge

David H. Sawyer

Jane E. Markey  
Judges

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

The Court further orders that the delayed application for leave to appeal and the motion to remand are DISMISSED. Defendant has failed to demonstrate the entitlement to an application of any of the exceptions to the general rule that a movant may not appeal the denial of a successive motion for relief from judgment. MCR 6.502(G).



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

OCT 22 2019

Date

Chief Clerk