

People v. Lutker

Court of Appeals of Michigan

September 21, 2022, Decided

Docket No. 361479

Reporter

2022 Mich. App. LEXIS 5611 *

People of MI v Christopher Daniel Lutker

Subsequent History: Leave to appeal denied by

People v. Lutker, 2023 Mich. LEXIS 169 (Mich., Jan. 31, 2023)

Prior History: [*1] LC No. 20-009146-FC.

Judges: Michael F. Gadola, Presiding Judge. Amy Ronayne Krause, Brock A. Swartzle, Judges. Ronayne Krause, J., would grant the application and states.

Opinion by: Michael F. Gadola

Opinion

ORDER

The application for leave to appeal is DENIED for lack of merit in the grounds presented.

/s/ Michael F. Gadola

Presiding Judge

Ronayne Krause, J., would grant the application and states: There is sufficient evidence in post-plea proceedings that defendant defecated on himself during the plea. It is difficult for me to understand how this plea was knowing and voluntary under the circumstances and it certainly deserves plenary review.

Order

Michigan Supreme Court
Lansing, Michigan

January 31, 2023

Elizabeth T. Clement,
Chief Justice

164962

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

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

SC: 164962
COA: 361479
Kent CC: 20-009146-FC

CHRISTOPHER DANIEL LUTKER,
Defendant-Appellant.

/

On order of the Court, the application for leave to appeal the September 21, 2022 order of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court.



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.

s0123

January 31, 2023

A handwritten signature of Larry S. Royster.

Clerk

**Additional material
from this filing is
available in the
Clerk's Office.**