

APPENDIX A ATTACHMENT A

MICHIGAN SUPREME COURT ORDER

# Order

Michigan Supreme Court  
Lansing, Michigan

September 30, 2024

Elizabeth T. Clement,  
Chief Justice

167173

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: 167173  
COA: 370127  
Kent CC: 09-003200-FC

DARREN DEON JOHNSON,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the May 20, 2024 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).



a0923

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, 2024

**Court of Appeals, State of Michigan**

**ORDER**

PEOPLE OF MI V DARREN DEON JOHNSON

Docket No. 370127

LC No. 09-003200-FC

James Robert Redford  
Presiding Judge

Mark J. Cavanagh

Christopher P. Yates  
Judges

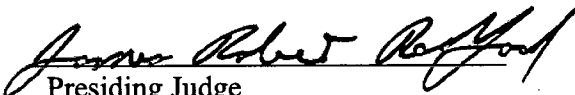
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The motion to waive fees is GRANTED for this case only.

The motion for immediate consideration is GRANTED.

The motion to remand is DENIED.

The delayed application for leave to appeal is DENIED because defendant has failed to establish that the trial court erred in denying the successive motion for relief from judgment. MCR 6.502(G).

  
Presiding Judge



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

May 20, 2024

Date

  
Chief Clerk

APPENDIX B ATTACHMENT B

PROSECUTOR LETTER

# PROSECUTING ATTORNEY

CRIMINAL DIVISION  
2000 Ave N.W.  
Room 450  
Grand Rapids, MI 49503-3022  
Telephone: (616) 632-6710  
Fax: (616) 632-6714

October 23, 2009



WILLIAM A. FORSYTH  
Prosecutor

GARY A. WALLIN  
Chief Assistant Prosecutor

Mr. Walter Harrison  
Attorney at Law  
P.O. Box 90084  
Wyoming, MI 49509

Re: People of the State of Michigan v. Darren Deon Johnson  
Case No. 09-03200-FC

Dear Mr. Harrison:

I have enclosed the following discovery items:

- 1) GRPD incident report #08-108001;
- 2) a copy of the recording of the 911 call on CD;
- 3) a copy of the CAD printout;
- 4) MSP Agency Evidence Return Receipts for submission #1 thru #4;
- 5) copies of the work records for the defendant and for Ms. Makura;
- 6) copy of Sprint cell phone records of Ms. Fleming, a copy of instructions for receiving records in electronic format and a CD of records from 12/28/08 to 1/28/09;
- 7) a copy of MSP Lab Report Lab No. GR09-556 Record No. 1 by Sarah Thibault
- 8) a copy of MSP Lab Report Lab No. GR09-556 Record No. 3 by Sarah Thibault
- 9) a copy of MSP Lab Report Lab No. GR09-556 Record No. 2 by Ann Hunt
- 10) copies of thirteen (13) photos
- 11) Copy of recording of defendant interview on CD
- 12) Copy of recording of K. Fleming interview on CD
- 13) Copy of recording of L. Makura interview & phone recordings on CD

I anticipate issuing subpoenas to all the following witnesses; Karima Fleming; Erica Williams; Kala Sanders; Kimisha Davis; Flora Ivy; Leotie Makura; Dee Fisher; Denise Lay; Shirley Jones; Lena Rubio; Dr. Malafa ER doctor; Teresa Kinney YWCA; Sarah Thibault MSP Lab; Ann Hunt MSP Lab; Karen Curtiss IBO GRPD; Cecil Benson; Miguel Estrada, Landlord at 1039 Bridge; Terry May PO; Kurt Burns GRPD; Paul Beckett GRPD; James Meeker GRPD; Jana Forner GRPD; Kristine Dorer GRPD; Phone records agent; and Torey Whitten GRPD.

Expert witness notice: Dr. Malafa-Expert in emergency medicine, his CV and pertinent medical records are enclosed; Sarah Thibault-expert in DNA collection, processing and analysis, her CV is enclosed; Ann Hunt-expert in DNA collection, processing and analysis, her CV is enclosed; Karen Curtiss-expert in evidence collection

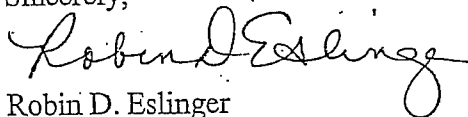
and processing, her CV is enclosed; Teresa Kinney-expert in sexual assault nursing exams, treatment and evidence collection, her CV is enclosed.

Please take notice of the People's intent to present the following evidence:  
pursuant to **404b and MCL 768.27b** other acts evidence of prior emergency room visit with sprain due to abuse by defendant and the incident of Christmas, breaking down the door, as set forth in the police report provided-to show absence of mistake or accident, intent and to refute defense; **MRE 803A** Hearsay evidence to the first person told as reported in the police report provided; **Rebuttal alibi witnesses**-all witnesses noticed above.

To date, I have not received notice that you intend to produce any witnesses at trial. I have not received any discovery materials from your office. Please let me know as soon as possible whether you intend to introduce any evidence at trial.

Please let me know if you have any questions regarding these matters, I can be reached at (616) 632-6676.

Sincerely,



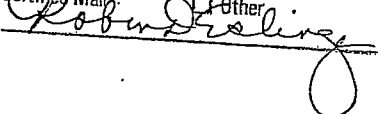
Robin D. Eslinger  
Assistant Prosecuting Attorney

Enclosure  
Cc: Court file

**PROOF OF SERVICE**

The undersigned certifies that the foregoing Instrument was served upon all parties to the above cause to each of the attorneys of record herein at their respective addresses disclosed on the pleadings on 10/23/07

By: ☒ U.S. Mail ☐ Fax  
☐ Hand Delivered ☐ Overnight Courier  
☐ Certified Mail ☐ Other

Signature 

# APPENDIX C ATTACHMENT C

## PPO COURT ORDER AND DOCUMENTS

1. The undersigned, Judge of the Superior Court of the State of California, County of [County Name], do hereby certify that the following is a true and correct copy of the Court Order and Documents filed in Case No. [Case Number] on [Date].

2. The Court Order and Documents are as follows: [List of Documents]

3. The Court Order and Documents are filed in Case No. [Case Number] on [Date].

4. The Court Order and Documents are as follows: [List of Documents]

5. The Court Order and Documents are filed in Case No. [Case Number] on [Date].

KENT COUNTY CIRCUIT COURT

<u>Case Number</u>	<u>Status</u>	<u>Judge</u>
08-13480-PP	CLOSED	CARPENTER, HONORABLE NANARUTH H

<u>In The Matter Of</u>	<u>Action</u>
JOHNSON, DARREN D FLEMING, KARIMA	PETITION FOR PERSONAL PROTECTION IN DOMESTIC RELATIONSHIPS

<u>Party</u>	<u>Type</u>	<u>Attorneys</u>
JOHNSON, DARREN D CONFIDCC	PET	

FLEMING, KARIMA <del>XXXXXXXXXXXXXXXXXXXX</del> GRAND RAPIDS, MI 49504	RSPND
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<u>Opened</u>	<u>Judgment Date</u>	<u>Case Type</u>
12/30/2008		PP-PPO IN DOMESTIC RELATIONSHIPS

Comments:

No.	Date of Filing	Operator	Pleadings and Actions	Original Amt Due/ Amt Dismissed	Balance Due
			Journal Book-Page-Nbr      Ref Nbr		
1	12/31/08	CLADELE	PERSONAL PROTECTION ORDER DENIED BY JUDGE AND CASE IS CLOSED 2023-1098-	0.00	0.00
2	12/30/08	CLCOUNTJ	NO SUMMONS ISSUED	0.00	0.00
3	12/30/08	CLCOUNTJ	AFFIDAVIT	0.00	0.00
4	12/30/08	CLCOUNTJ	PETITION FOR PERSONAL PROTECTION IN DOMESTIC RELATIONSHIPS	0.00	0.00
Totals By: INFORMATION				0.00	0.00



# Personal Protection Order (PPO)

Affidavit Page 2

Please limit your statement to pages one and two.

She got her cousin and friend thinking that I  
did it and ~~know~~ they saying that their going to  
kill me. In the past Krims has hit me I except  
it because I didn't have no where to go.

Stop writing Here

# Personal Protection Order (PPO)

## Affidavit

NOTE: SUMMARY SHALL  
NOT BE MORE THAN 240  
WORDS. SUMMARIES OVER  
240 WORDS IN LENGTH MAY  
BE RETURNED.

Judge:

1st 2nd 3rd 4th Amended Extension

Permanent

Case #:

18-13480-PP

Start Story Here:

Since 12<sup>th</sup> of December when I moved Kurim Fleming  
has threatened me and told me that I'm going to be with her  
and if she can't have me nobody else. She called to both of  
my job. At goodwill my manager ~~called~~ answered the phone  
~~and said~~ Then she called my other supervisor at check  
list building service ~~and said~~ <sup>the</sup> boss pick up when  
Kurim called she said if I don't be with her at night ~~she~~  
that she would beat herself up and go to the hospital and say I did it.

- Does Respondent own firearms? ☐ Yes ☐ No ☒ Don't Know ☐ Has Access <sup>can't call from her cousin</sup>
- Has Respondent threatened to harm/kill you with a gun? ☐ Yes ☒ No <sup>saying that I did it.</sup>
- Does Respondent's employment require firearm possession? ☐ Yes ☒ No <sup>she</sup>

Story may be continued →  
if needed.

*Dee PL*

12-30-08

Darcene Johnson

Affiant Signature

Date

Print Name

I have written this statement for the Petitioner at the Petitioner's direction because Petitioner cannot:

☐ Read ☐ Write ☐ Speaks another language

(Sworn In)

Signature of Interpreter

Print Name

Phone Number w/ Area Code

(Sworn In)

Signature of Next Friend (If the Petitioner is a minor)

Print Name

Subscribed and sworn to before me on 12-30-08 in the County of Kent, Michigan.

My commission expires 12-4-13

Notary Public Signature

DEB A. KORCAL  
NOTARY PUBLIC

## STATE OF MICHIGAN

Kent County-17th Judicial Circuit/FAMILY DIVISION  
180 Ottawa Avenue NW - Suite 3500 Grand Rapids MI 49503 616-632-5067

## Petition for Personal Protection Order

For Court Use Only

Judge

Case Number:

08-13480 PP

## Step 1--Type of PPO Case

- ☒ Domestic Relationship (See #4 for definition.)  
☐ Stalking - The petitioner and respondent are not husband and wife, have not resided in the same household together, have no children in common, and have had no intimate dating relationship with one another. (No relationship whatsoever.)

## Step 2--Petitioner

What is your age? 30

Name: Darren Johnson  
 Address: CONFIDENTIAL ADDRESS  
 City, State, ZIP: CONFIDENTIAL  
 Phone #: CONFIDENTIAL

## Step 3--Respondent

Name: Karen Fleming  
 Address: CONFIDENTIAL  
 City, State, ZIP: Grand Rapids MI 49504  
 Phone #: CONFIDENTIAL

## Step 4--The petitioner and respondent (mark all that apply):

- ☐ Were husband & wife, now divorced.  
☐ Are husband & wife. Years married: \_\_\_\_\_  
☐ Have a child(ren) in common, # of children: \_\_\_\_\_  
☒ Reside or resided in the same household. From 2001 to 2007  
☒ Have or have had an intimate dating relationship.  
☐ Other, please describe: \_\_\_\_\_

Respondent's Height: 5'6" Weight: 180 Race: Black  
 Birthdate: 08-34 Hair color: Black Eye color: Brown

Parent's Name if resp. is under 18: \_\_\_\_\_

Is the respondent employed by any law enforcement agency that requires firearm possession? NO ☒ YES ☐ If yes, answer:  
 Name of Supervisor: \_\_\_\_\_

Address: \_\_\_\_\_

Phone #: ( ) \_\_\_\_\_

## Step 5--Do you have a case in another county or state with this person?

NO ☒ YES ☐

Have you filed any police reports within the last three months?

NO ☒ YES ☐

I need a personal protection order because of events occurred or threatened. Please see attached affidavit.

## Step 6--I ask the court to grant a personal protection order prohibiting the respondent from:

- ☒ Entering onto the property wherever I live. I own ☐ rent ☒ my current residence. Other: \_\_\_\_\_  
 The respondent's:  
☐ Lives at the residence owned or leased in the petitioner's name.  
☒ Address is not the petitioner's address.  
☐ Has been jailed on domestic violence allegations and is restricted under a no-contact order.

## DOMESTIC SECTION ONLY:

☐ A-Entering onto the property located at: (Day Care, schools, vacation property, etc.)☒ B-Assaulting, attacking, beating, molesting or wounding: (Names) Darren

☐ C-Removing minor child(ren) from the petitioner who has court-ordered custody, except as allowed by a custody or parenting time order as long as removal of the child(ren) does not violate other conditions of personal protection order. (Pet is intended to keep a parent away from their child. We cannot change visitation issues with a PPO.)

☐ D-Having access to information in records concerning minor child(ren) of petitioner and respondent that will reveal petitioner's address, telephone number, or employment address or that will reveal the child(ren)'s address or telephone number. (Only if you have children w/ respondent and are in hiding; interfering with business, Dr. visits, etc.)

Also may include E through O. →

## STALKING SECTION ONLY (May not mark A--D):

- ☐ E-Interfering with the petitioner's efforts to remove his/her child(ren) or personal property from the premises solely owned or leased by the other party. (Are your personal possessions being held hostage from you at other residence?)  
☐ F-Following petitioner.  
☐ G-Attempting to locate petitioner's address and/or phone number.  
☒ H-Approaching or confronting petitioner in a public place or on private property. (May be in same public place, just may not harass.)  
☒ I-Entering onto or remaining on property owned, leased or occupied by petitioner. (Provides protection when at friends, neighbors, relatives, etc.)  
☒ J-Sending mail, fax, email, pager, voice mail, answering machine, etc.  
 Other: texting  
☒ K-Contacting Petitioner by phone. (Child(ren) issues, child(ren) speak w/ respondent.)  
☐ L-Placing an object or delivering an object to property owned, leased, or occupied by petitioner. (Notes on vehicles, etc.)  
☒ M-Threatening to kill or physically injure: (Names) Darren

☒ N-Interfering with the petitioner at his/her place of employment or engaging in conduct that impairs his/her employment or environment. (School volunteer work, etc.)

☒ O-Other: Engaging others to further harm/harass/intimidate petitioner/  
family & friends

I ask the Court to grant an ex-parte order because immediate and irreparable injury, loss, or damage will occur between now and a hearing or because notice will cause irreparable injury, loss or damage before the order can be entered.

Step 7--I declare the above statements are true to the best of my information, knowledge and belief.

Darren Johnson 12-30-08  
 Petitioner's Signature Date

Step 8-- ☐ Next Friend Signature ☐ Interpreter Signature

Signature, Phone # w/ Area Code Date

Daily Transaction Summary (0753595 - Darren Johnson cont.): April 10, 2024 - October 10, 2024

Date Held	Hold Type	Notes	Amount
05/16/2022	Obligation	Auto Hold for - 328672	\$1.04
03/14/2023	Obligation	Auto Hold for - 328672	\$0.25
04/14/2023	Obligation	Auto Hold for - 328672	\$4.19
05/12/2023	Obligation	Auto Hold for - 2:12-CV-12543	\$5.92