

Court of Appeals, State of Michigan

ORDER

PEOPLE OF MI V JOHNNIE LEE BROWN III

Docket No. 371005

LC No. 2017-002316-FC

Christopher M. Murray
Presiding Judge

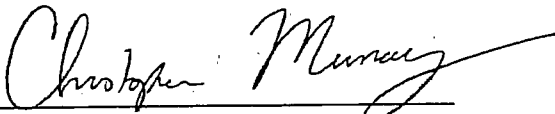
Michael J. Kelly

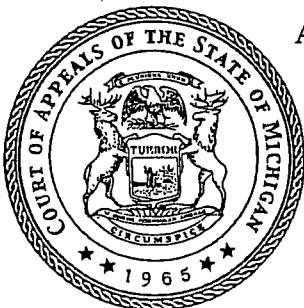
Christopher P. Yates
Judges

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

The motion to treat appellee's failure to file an answer as a confession of error 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

July 17, 2024

Date


Chief Clerk

STATE OF MICHIGAN
IN THE 14th CIRCUIT COURT

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff,

File No. 2017-002316-FC

v

HON. ANNETTE R. SMEDLEY

JOHNNIE LEE BROWN, III,
Defendant.

Dale J. Hilson (P57726)
Muskegon County Prosecutor
990 Terrace Street, Fifth Floor
Muskegon, Michigan 49442
(231) 724-6435

Johnnie Lee Brown, III #457740
Lakeland Correctional Facility
141 First Street
Coldwater, Michigan 49036

Order Under MCR 6.502(G)

Defendant, Johnny Lee Brown, III, has filed a motion titled "Petition for Declaratory Ruling and Judgment." The Court has examined the document and finds that it is a successive motion for relief from judgment under MCR 6.502(G)(1), and that it does not satisfy the requirements of MCR 6.502(G)(2). Accordingly, under MCR 6.502(G)(1), the motion is DENIED.

IT IS SO ORDERED.


April 1, 2024



Annette R. Smedley (P63987)
Circuit Judge

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of April 2024 I personally handed and/or mailed copies of this order to the parties above named at their respective addresses by ordinary mail.



Eileen Deems, 14th Circuit Court
Assistant to the Hon. Annette R. Smedley