

APPENDIX A

Decision of State Supreme Court

Order

Michigan Supreme Court
Lansing, Michigan

March 28, 2025

Elizabeth T. Clement,
Chief Justice

168071 & (19)

Brian K. Zahra
Richard H. Bernstein
Megan K. Cavanagh
Elizabeth M. Welch
Kyra H. Bolden
Kimberly A. Thomas,
Justices

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

SC: 168071
COA: 371615
Oakland CC: 1998-157225-FC

TIMMY ORLANDO COLLIER,
Defendant-Appellant.

On order of the Court, the application for leave to appeal the December 23, 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). The motion to object and dismiss is DENIED.



s0324

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.

March 28, 2025

Clerk

APPENDIX B

Decision of State Court of Appeals

Court of Appeals, State of Michigan

ORDER

PEOPLE OF MI V TIMMY ORLANDO COLLIER

Docket No. 371615

LC No. 1998-157225-FC

Sima G. Patel
Presiding Judge

Mark T. Boonstra

Allie Greenleaf Maldonado
Judges

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

The 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). Insofar as defendant styled his motion as a petition for a writ of habeas corpus, such an action may not be filed as a postconviction motion in criminal proceedings. See MCR 3.303(1)(2); *People v Jones*, 467 Mich 301, 306; 651 NW2d 906 (2002). Instead, postconviction review in defendant's criminal case was limited to relief under MCR 6.500 *et seq.*, see MCR 6.501; and accordingly, the trial court did not err by adjudicating defendant's pleading as a successive motion for relief from judgment. See MCR 6.502(D). Defendant's jurisdictional argument lacks merit, and the trial court did not err by denying defendant's successive motion for relief from judgment.



Presiding Judge



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

December 23, 2024

Date



Chief Clerk

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