

Order

Michigan Supreme Court
Lansing, Michigan

April 25, 2025

Megan K. Cavanagh,
Chief Justice

166825

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

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

SC: 166825
COA: 356493
Wayne CC: 19-004601-FC

ROBERT STEWART ALDERTON,
Defendant-Appellant.

_____/

On order of the Court, the application for leave to appeal the January 18, 2024 judgment of the Court of Appeals is considered and, pursuant to MCR 7.305(H)(1), in lieu of granting leave to appeal, we VACATE Part II of the judgment of the Court of Appeals regarding whether the trial court erred by admitting into evidence certain statements made by the victim. We REMAND this case to the Court of Appeals for reconsideration of whether the verified statements in support of the petition for a personal protection order were testimonial in light of *People v Washington*, 514 Mich ___, ___ (July 26, 2024) (Docket No. 165296); slip op at 8, and whether the victim's statements to his girlfriend and other children were admissible under MRE 803(3) in light of this Court's January 22, 2025 order in *People v Propp*, ___ Mich ___ (2025) (Docket No. 164313). In all other respects, leave to appeal is DENIED, because we are not persuaded that the remaining questions presented should be reviewed by this Court.

We do not retain jurisdiction.



s0422

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 25, 2025

Clerk