

03-10198 HALBERT V. MICHIGAN

DECISION BELOW: No. 244756

LOWER COURT CASE NUMBER: 244756

QUESTION PRESENTED:

1. Does Michigan's law and practice of not appointing counsel to indigent defendants convicted by guilty plea, violate Petitioner's Fourteenth Amendment right to due process?
2. Is Petitioner entitled to resentencing, where counsel failed to render effective assistance by not objecting to improper scoring under Michigan's sentencing guidelines which resulted in Petitioner receiving a considerably longer sentence?

CERT. GRANTED 1/7/2005