Court of Appeals, State of Michigan

ORDER

In Re Dontae Lavelle Nance

Docket No. 297578

LC No. 10-491620

Kirsten Frank Kelly
Presiding Judge

Michael J. Talbot

Kurtis T. Wilder
Judges

On the Court's own motion, the Court treats respondent-appellant's untimely claim of appeal as an application for delayed appeal and it is GRANTED, the failure to file the claim of appeal within the time provided under MCR 7.204(A) having constituted ineffective assistance of counsel. See *People v Means*, 480 Mich 989 (2007); *People v McCoy*, 480 Mich 989 (2007); *People v Rodgers*, 480 Mich 989 (2007); and *People v Kipfer*, 480 Mich 990 (2007).

Appointed attorney Janice H. Jones (P-41803) shall pay to the Clerk of this Court costs of $250 within 21 days of the Clerk's certification of this order. This sanction is personal to the attorney and shall not be charged back to the county or the state.

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 19 2010
Date

Sandra Schultz Mengel
Chief Clerk