Court of Appeals, State of Michigan

ORDER

People of MI v Adolfo Cruz

Docket No. 289052

LC No. 08-005047-FH

Brian K. Zahra
Presiding Judge

Kirsten Frank Kelly

Christopher M. Murray
Judges

The Court orders that the motion to remand is DENIED because defendant-appellant has failed to establish that the issue should be initially decided by the trial court, MCR 7.211(C)(1)(a)(*i*), or properly demonstrate by affidavit or an offer of proof the facts to be established at a hearing. MCR 7.211(C)(1)(a)(*ii*).

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

OCT 28 2009

Date

Sandra Schultz Mengel

Chief Clerk