Court of Appeals, State of Michigan

ORDER

PEOPLE OF MI V DEPERRYON DEANTHONYDESEAN KING

Docket No. 371096

LC No. 22-050186-FC

Christopher P. Yates
Presiding Judge

Mark T. Boonstra

Adrienne N. Young
Judges

The motion to expedite the decision on the motion to remand is recognized as a motion for immediate consideration of the motion to remand and is GRANTED.

The motion to remand is GRANTED IN PART. This case is REMANDED to the trial court to allow defendant to file an appropriate motion alleging ineffective assistance of trial counsel in failing to investigate and call two witnesses. But the motion is DENIED with regard to the request for the remand to encompass an issue regarding trial counsel conceding guilt. Proceedings on remand are limited to the issue on which remand was granted. Defendant shall initiate the proceedings on remand within 14 days of the date of this order. The time for further proceedings in this appeal shall begin to run on the issuance of an order in the trial court that concludes the remand proceedings. However, if defendant fails to file a motion to initiate the proceedings within the time provided, the time for further proceedings in this appeal shall begin to run at the conclusion of that 14-day period. Defendant shall file with this Court a copy of any motion and supporting brief filed in the trial court, and defendant shall file a copy of any order entered within 14 days after entry. The trial court shall hear and decide the matter within 56 days of the date of this order and shall make an appropriate determination on the record. The trial court shall order a transcript of any hearing on remand to be prepared at public expense and filed within 21 days after completion of the proceedings.

Defendant may file a supplemental brief addressing the issues raised on remand within 21 days after the date of entry of the trial court's order deciding the matter or the date the transcript is filed, whichever is later. Plaintiff may file a supplemental brief in response.

On the Court's own motion, we ADJOURN this case from the December 2025 case call. The case shall be placed on the next available call after the remand proceedings are concluded.

Presiding Judge

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

November 21, 2025
Date

Chief Clerk