Court of Appeals, State of Michigan

ORDER

PEOPLE OF MI V TORIONO KENT

Docket No. 379947

LC No. 15-006532-01-FC

Kathleen A. Feeney
Presiding Judge

Stephen L. Borrello

Sima G. Patel
Judges

Pursuant to MCR 7.205(E)(2), in lieu of granting the delayed application for leave to appeal, we VACATE the trial court's September 19, 2025 order and REMAND this matter to that court for further proceedings consistent with this order. In ruling as it did here, the trial court erred by treating defendant's *amended* motion for relief from judgment as a *successive* motion for relief from judgment subject to the procedural hurdle of MCR 6.502(G)(2). On remand, the trial court should reconsider the motion on the merits without applying MCR 6.502(G).

This order is to have immediate effect. MCR 7.215(F)(2). We do not retain jurisdiction.

Kathleen A. Feeney
Presiding Judge

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

July 6, 2026
Date

Jerome W. Zimmer Jr.
Chief Clerk