Court of Appeals, State of Michigan

ORDER

PEOPLE OF MI V KENDALL DOUGLAS KELLY

Docket No. 378827

LC No. 15-001876-01-FC

Brock A. Swartzle
Presiding Judge

Thomas C. Cameron

Christopher M. Trebilcock
Judges

The application for leave to appeal is DENIED for lack of merit in the grounds presented. "This Court will not reverse when a lower court reaches the right result for the wrong reason." See *People v Hawkins*, 340 Mich App 155, 195; 985 NW2d 853 (2022). Even assuming, arguendo, that defendant is correct that the trial court should have applied former MCR 6.428 in evaluating the disputed motion, defendant failed to make the requisite showing to obtain relief under that version of the rule, as well. See *People v Tardy*, 348 Mich App 500, 510-513; 19 NW3d 164 (2023) (holding that, to prevail under former MCR 6.428, a defendant was required to "demonstrate that an error by the defendant's prior attorney or the court, or any other factor *outside the defendant's control*, caused the ultimate denial of appellate review") (quotation marks and citation omitted; emphasis added).

Presiding Judge

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

April 17, 2026
Date

Chief Clerk