STATE OF MICHIGAN

COURT OF CLAIMS

DERRICK LEE CARDELLO-SMITH, #267009,

Plaintiff,

v

Case No. 26-000174-MM

Hon. Michael J. Riordan

WAYNE COUNTY PROSECUTORS OFFICE, KYM L. WORTHY, Chief Prosecutor, DEYANA UNIS, Assistant County Prosecutor, PATRICIA PENMAN, Wayne County Detective, CARLI (BOIKE) CARPENTER, Complainant, VALERIE NEWMAN, Conviction Integrity Unit Director, and BRIDGET MARY HATHWAY, Third Circuit Judge,

Defendants.
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ORDER DISMISSING PLAINTIFF'S ACTION

On August 17, 2026, plaintiff filed suit in this Court against various defendants connected with the Wayne County Prosecutor's Office, a Wayne Circuit Court judge, and the complainant in an underlying criminal action, seeking compensation under the Wrongful Conviction Compensation Act (WICA). MCL 691.1753 of the WICA states: "An individual convicted under the law of this state and subsequently imprisoned in a state correctional facility for 1 or more crimes that he or she did not commit may bring an action for compensation *against this state* in the court of claims as allowed by this act." (Emphasis added.) Indeed, the Court of Claims only has jurisdiction to consider claims against "against the state or any of its departments or officers." MCL 600.6419(1)(a).

Because plaintiff filed this WICA action against incorrect defendants, the Court DISMISSES this matter without prejudice to plaintiff filing a WICA claim against the state as provided in MCL 691.1753. This is a final order.

Date: 08/21/2006

Michael J. Riordan
Judge, Court of Claims