Order

Michigan Supreme Court
Lansing, Michigan

October 30, 2026

Megan K. Cavanagh,
Chief Justice

Brian K. Zahra
Richard H. Bernstein
Elizabeth M. Welch
Kyra H. Bolden
Kimberly A. Thomas
Noah P. Hood,
Justices

SC: 167833 & (96)
COA: 361129
Berrien CC: 2020-000756-FC

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

MARION LAMONT PERRY, JR.,
Defendant-Appellant.

By order of July 11, 2025, the application for leave to appeal the October 3, 2024 judgment of the Court of Appeals was held in abeyance pending the decision in *People v Jennings* (Docket No. 165764). On order of the Court, the case having been decided on July 24, 2026, ___ Mich ___ (2026), the application is again considered. We direct the Clerk to schedule oral argument on the application. MCR 7.305(I)(1). The parties shall file supplemental briefs in accordance with MCR 7.312(E), addressing: (1) whether the Court of Appeals correctly reviewed defendant's challenges to the dismissal of jurors for cause under MCR 2.511(E)(10) under a plain error standard of review; and (2) whether MCR 2.511(E)(10) requires a potential juror to be struck for cause on the sole basis that the potential juror has previously been subject to criminal charges by the office prosecuting a given case, see *People v Eccles*, 260 Mich App 379 (2004). The motion to remand remains pending.

The Prosecuting Attorneys Association of Michigan and Criminal Defense Attorneys of Michigan are invited to file briefs amicus curiae. Other persons or groups interested in the determination of the issues presented in this case who are not exempt from the motion requirement under MCR 7.312(H) may move the Court for permission to file briefs amicus curiae.

I, Elizabeth Kingston-Miller, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 30, 2026

Clerk