Order

Michigan Supreme Court
Lansing, Michigan

November 25, 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: 170263
COA: 366385
Berrien CC: 2022-001714-FH

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

JOHN HENRY LEWIS,
Defendant-Appellant.

On order of the Court, the application for leave to appeal the May 5, 2026 judgment of the Court of Appeals is considered and, pursuant to MCR 7.305(I)(1), in lieu of granting leave to appeal, we VACATE Part II (Ineffective Assistance of Counsel) and Part II (Prosecutorial Error) of the judgment of the Court of Appeals, VACATE that part of the January 29, 2025 order of the Berrien Circuit Court addressing defendant's motion for new trial on the basis of ineffective assistance of counsel, and REMAND this case to the Court of Appeals for reconsideration. The Court of Appeals shall, while retaining jurisdiction, remand this case to the trial court for it to articulate its reasons for denying defendant's motion for new trial. See MCR 6.431(B).

We do not retain jurisdiction.

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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.

November 25, 2026

Clerk