

Court of Appeals, State of Michigan

ORDER

People of MI v Philip Newton Blocker Jr

Docket No. 356131

LC No. 2020-004742-FH

Stephen L. Borrello
Presiding Judge

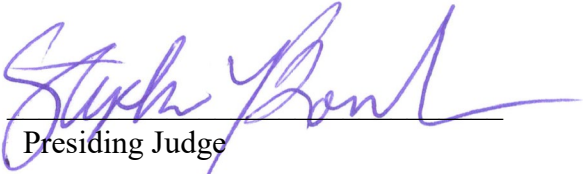
Brock A. Swartzle

Michelle M. Rick
Judges

The Court orders that the motion to remand is GRANTED with regard to the claims defendant has raised concerning his medical records and the neurological evaluation. This case is REMANDED to the trial court for an evidentiary hearing based on the claims raised in defendant's motion to remand regarding medical records and the neurological evaluation. Proceedings on remand are limited to these issues raised in the motion to remand. This Court retains jurisdiction.

Defendant shall make an appropriate filing in the trial court within 14 days after the date of this order. The time for further proceedings in this appeal shall begin to run on the issuance of an order in the trial court that concludes the remand proceedings. However, if defendant fails to file a motion to initiate the proceedings within the time provided, the time for further proceedings in this appeal shall begin to run at the conclusion of the 14-day period. Defendant shall file with this Court a copy of any motion and supporting brief filed in the trial court, and defendant shall file a copy of any order entered within 14 days after its entry.

The trial court shall hear and decide the matter within 56 days of the date of this order. The Court shall make an appropriate determination on the record. The trial court shall cause a transcript of any proceedings on remand to be prepared at public expense and filed within 21 days after completion of the proceedings. Defendant may file a supplemental brief within 21 days after the court's decision disposing of all issues on remand or the filing of the transcript of all proceedings held on remand, whichever occurs later. The prosecution may then file a responsive brief within 14 days of the filing of defendant's brief.


Presiding Judge



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

November 30, 2021

Date


Chief Clerk