

MICHIGAN SUPREME COURT

People of Michigan v. Nathan Allen Hawk

No. SC: 162148, Michigan Supreme Court (March 24, 2021)

SUMMARY

The Michigan Supreme Court issued a per curiam order directing the Oceana County Prosecuting Attorney to answer the defendant's application for leave to appeal within 28 days. The application for leave to appeal remains pending, and no substantive ruling was made. This procedural order addresses the appellate process in a criminal case.

CASE DETAILS

COURT	Michigan Supreme Court
WRITING FOR THE COURT	Bridget M. McCormack; Brian K. Zahra; David F. Viviano; Richard H. Bernstein; Elizabeth T. Clement; Megan K. Cavanagh; Elizabeth M. Welch
JURISDICTION	Michigan
DECIDED	March 24, 2021
DOCKET	SC: 162148
DISPOSITION	other
PROCEDURAL POSTURE	Application for leave to appeal from the Court of Appeals judgment
PRECEDENTIAL VALUE	Published
PARTIES	Nathan Allen Hawk v. People of the State of Michigan

TOPICS

appellate procedure

criminal procedure

PRACTICE AREAS

criminal law

KEY QUOTATIONS

"On order of the Court, the application for leave to appeal the August 27, 2020 judgment of the Court of Appeals is considered. We DIRECT the Oceana County Prosecuting Attorney to answer the application for

leave to appeal within 28 days after the date of this order. The application for leave to appeal remains pending.”

FACTUAL BACKGROUND

The order does not provide factual background beyond the procedural posture. The case involves a criminal conviction from Oceana County Circuit Court.

PROCEDURAL HISTORY

The defendant was convicted in the Oceana County Circuit Court under case number 19-013712-FH. The Court of Appeals affirmed on August 27, 2020. The defendant then filed an application for leave to appeal to the Michigan Supreme Court.

DISPOSITION

other

REMAND INSTRUCTIONS

The prosecuting attorney is directed to answer the application for leave to appeal within 28 days.

OPINION

PER CURIAM.

Order Michigan Supreme Court Lansing, Michigan March 24, 2021 Bridget M. McCormack, Chief Justice 162148 Brian K. Zahra David F. Viviano Richard H. Bernstein Elizabeth T. Clement Megan K. Cavanagh PEOPLE OF THE STATE OF MICHIGAN, Elizabeth M. Welch, Plaintiff-Appellee, Justices v SC: 162148 COA: 352574 Oceana CC: 19-013712-FH NATHAN ALLEN HAWK, Defendant-Appellant. _____/ On order of the Court, the application for leave to appeal the August 27, 2020 judgment of the Court of Appeals is considered.

We DIRECT the Oceana County Prosecuting Attorney to answer the application for leave to appeal within 28 days after the date of this order. The application for leave to appeal remains pending. I, Larry S. Royster, 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. March 24, 2021 p0317 Clerk