

State of Michigan

65B JUDICIAL DISTRICT COURT

Gratiot County



Stewart D. McDonald
District Court Judge P30191

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245 East Newark Street • Ithaca, Michigan 48847

ORDER

Pursuant to People v Cunningham, Michigan Supreme Court docket number 147437 decided June 18, 2014, and effective in the 65B District Court for the County of Gratiot, as of June 19, 2014, regarding all misdemeanor offenses that **do not** require a personal appearance in court by the defendant and where the maximum penalty is 90 days or less in jail and/or fine as established by statute. The following order shall apply.

IT IS HEREBY ORDERED:

1. If partial or full payment is made in person, online or by mail, the defendant's voluntary payment shall constitute an acknowledgement and waiver by the defendant of the defendant's rights as set forth in DC 213, Advice of Rights and Plea Information and shall be deemed a written plea of guilty by the defendant and such plea shall be entered by the clerk on the records of the court.
2. In all such cases, the sentence shall be as follows: the court shall impose a conditional sentence in all payable misdemeanors of a fine and costs of prosecution as established in the court's schedule of fine and costs as ordered on April 9, 2009 which schedule is available in the office of the clerk of the 65B District Court. In default of payment by the defendant, an alternate jail sentence as authorized by statute may be imposed by the court at a hearing to be scheduled by the court upon notice to the defendant. (MCL 769.3)
3. The clerks shall process these cases, abstracting those which require one and closing out the file once it is paid in full.

Dated: June 19, 2014

A handwritten signature in black ink, appearing to read "Stewart D. McDonald", is written over a horizontal line.

Stewart D. McDonald, District Judge

P30191

Court Administrator:

Angelina R. Ballard
Administrator/Magistrate
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Angela M. MacLennan
Judicial Secretary/Court Recorder
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Court Personnel:

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Stacey J. Schafer
Criminal Clerk
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Deputy Clerk/Traffic Clerk
(989) 875-5374
Sherri L. Moon
Deputy Clerk/Traffic Clerk
(989) 875-5362

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(989) 875-5375
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Probation Department:

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Probation Officer
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