

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF KENT

IN RE: CRIMINAL CASE  
ASSIGNMENTS

LOCAL ADMINISTRATIVE  
ORDER: 2016-01

At a session of said Court, held in the Kent County Courthouse  
in the City of Grand Rapids, in said County on February 3, 2016

Present: HON. DONALD A. JOHNSTON, Chief Circuit Judge

MCL 769.25a states "... (3) If ... the decision of the United States supreme court in *Miller v Alabama*, 576 US \_\_\_; 183 L Ed 2d 407; 132 S Ct 2455 (2012), applies retroactively..., the determination of whether a sentence of imprisonment shall be imprisonment for life without parole eligibility or a term of years as set forth in section 25(9) of this chapter shall be made by the sentencing judge or his or her successor as provided in this section... "

Former Judge H. David Soet was assigned a Civil/Criminal caseload while serving on the bench of the 17<sup>th</sup> Circuit. 17<sup>th</sup> Circuit Court LAO 2002-05J reassigned his caseload to the Family Division of the 17<sup>th</sup> Circuit Court.

Former Judge Dennis Kolenda was succeeded by Judge Christopher Yates in 2008. In 2012, Judge Yates was assigned to preside over the Specialized Business Docket and remains in that post.

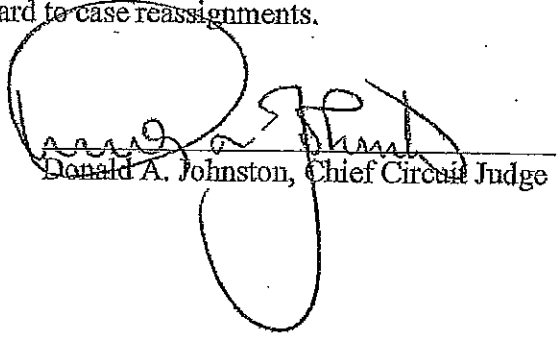
For these reasons, the undersigned has decided to assign the cases affected by MCL 769.25a to Judge Mark A. Trusock.

To best effectuate the above assignment, **IT IS ORDERED AS FOLLOWS:**

1. All cases sent to the 17<sup>th</sup> Circuit Court for resentencing pursuant to MCL769.25a who were originally sentenced by Judge Soet or Judge Kolenda will be assigned to Judge Mark Trusock.

As required by MCR 8.112(B)(3), this Order was submitted to the State Court Administrator for review. Accordingly, as permitted by MCR 8.111, this Order supersedes the customary provision of said rule with regard to case reassignments.

Date: 2/5/16

  
Donald A. Johnston, Chief Circuit Judge