

Name: Desmond M. Kindle #236863
Address: 4533 W. Industrial Park Drive
Zip Code: Kincheloe. MI 49788/0001

VOTER.: (Yes) or (No)

December 4 2019.

Re.: Alternative Amendments of
Rule 6.508(D)(3).

Supreme Court Clerk
P O. Box 30052
Lansing. MI 48909
(or)

ELECTRONICALLY: ADMcomment@court.mi.gov
[Remember] when filing a comment please refer to:
ADM File : 2014-46

Dead Line for Mail (or) e-mail January 1. 2020



Dear Supreme Court Clerk: (CHECK ONE)

(A) ----- I am a family member of a inmate in the Michigan Department of Correction and would like to see Alternative (A) & (B) adopted to MCR 6.508(D)(3).

(B) ----- I am a Citizen of Michigan and would like to see Alternative (A) & (B) adopted to MCR 6.508(D)(3)

(C) X ----- I am a inmate of the Michigan Department of Correction and would like to see Alternative (A) & (B) adopted to MCR 6.508(D)(3).

This is in regards to the Court consideration to Alternative Amendments of Rule 6.508 of the Michigan Court Rule:

ALTERNATIVE (A) & (B)

RULE 6.508 PROCEDURE; EVIDENTIARY HEARING; DETERMINATION.

(D) Entitlement to Relief.: The defendant has the burden of establishing entitlement to the relief requested. The court may not grant relief to the defendant if the motion.:

(3) alleges grounds for relief. other than jurisdictional defects. which could have been raised on appeal from the conviction and sentence or in a prior motion under this subchapter; unless the defendant demonstrate.: (Alternative A).

FOR PURPOSE OF THIS PROVISION; A COURT IS NOT PRECLUDED FROM CONSIDERING PREVIOUSLY DECIDED CLAIMS IN THE CONTEXT OF A NEW CLAIM FOR RELIEF; SUCH AS IN DETERMINING WHETHER [NEW EVIDENCE] WOULD MAKE A DIFFERENT RESULT PROBABLE ON RETRIAL.

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(Alternative B) IF THE PREVIOUSLY DECIDED CLAIMS WHEN CONSIDERED TOGETHER CREATE A STRONG LIKELIHOOD OF [ACTUAL INNOCENCE].

It is the belief of this supporter that the Justice System will not be hindered by the adoption of Alternative (A) & (B). The Alternative Amendments of Rule 6.508 of the Michigan Court Rule Will truly give the wrongfully convicted a fair chance to prove their innocence

Respectfully

 Date: 12/4/19

#INSPIRED BY JUSTICE