

# Index

## **ABSCONDING ON BOND**

Pretrial release, § **6106.7**

## **ABSENCE AND ABSENTEES**

Arraignment on warrant or complaint, § **6104.4**

Jury and jury trial, § **6412.5**

Sentencing, § **6425.8**

## **ACQUITTAL**

New trial, **MCR 6.431(D)**

## **ADDITIONAL JURORS**

Jury and jury trial, this index

## **ADDITIONAL PEREMPTORY CHALLENGES**

Jury and jury trial, § **6412.10**

## **ADJOURNMENT OR POSTPONEMENT**

Discovery, § **6201.8**

Probation revocation hearing, **MCR 6.445(C)**; § **6445.4**

## **ADMINISTRATIVE ORDERS**

Supreme Court, generally, **Ch. 4**

## **ADULT OR ADULT CHILD**

Juveniles charged with life offenses, procedure upon decision to sentence as adult, § **6931.9**

## **ADVICE**

District court, criminal procedure in, § **6610.12**

Juveniles charged with life offenses, **MCR 6.905(A)**; § **6905.1**

## **ADVISEMENT, PLEA UNDER**

Guilty and nolo contendere, pleas of, **MCR 6.302(F)**; § **6302.15**

## **ALLOCUTION, RIGHT OF**

District court, criminal procedure in, § **6610.13**

Sentencing, § **6425.10**

## **ALTERNATE JURORS**

Reinstatement of, § **6411.4**

## **AMENDMENTS**

Information or indictment, **MCR 6.112(H)**; § **6112.5**

Post appeal relief, **MCR 6.502(F)**

## **ANNUAL REVIEWS**

Juveniles charged with life offenses, **MCR 6.935(D)**

## **ANTI-THEFT LAWS**

Suspended license, **257.904**

Penalties, **257.904**

Prohibitions, **257.904**

**ANTI-THEFT LAWS—Cont'd**

Suspended license, **257.904—Cont'd**

Sanctions, **257.904**

Sentencing, **257.904**

**APPEALS**

Stay of proceedings, **MCR 7.108**

Bond, **MCR 7.108**

Review, **MCR 7.108**

**APPELLATE REVIEW**

Correction of record during, **MCR 6.435(D)**

District court, criminal procedure in, **MCR 6.625; § 6625.1**

Guilty and nolo contendere, pleas of, **§ 6302.17**

Juveniles charged with life offenses, this index

New trial, **§ 6431.8**

Plea-based convictions, **§ 6301.11**

Post Appeal relief, this index

Preliminary examination, **§ 6110.9**

Pretrial release, **MCR 6.106(H)**

Probation revocation, **MCR 6.445(H); § 6445.9**

Sentencing, this index

**APPOINTMENT OF COUNSEL**

Generally, **MCR 6.005(D); § 6005.2, 6005.6**

District court, criminal procedure in, **MCR 6.625; § 6625.1**

Guilty and nolo contendere, pleas of, **§ 6302.17**

Juveniles charged with life offenses, this index

Post Appeal relief, this index

Reimbursement of the costs of appointed counsel, **§ 6005.13**

Sentencing, **MCR 6.425(E); MCR 6.425(F); MCR 6.425(G)**

**APPROVAL**

Consent or approval, this index

**ARRAIGNMENT**

Circuit court, criminal procedure in, **MCR 6.111; § 6610.3**

District court, criminal procedure in, **MCR 6.610(D); MCR 6.610(H); § 6610.4**

Indictment. Arraignment on indictment or information, this index

Probation revocation, **MCR 6.445(B); § 6445.3**

Warrant. Arraignment on warrant or complaint, this index

**ARRAIGNMENT ON INDICTMENT OR INFORMATION**

Generally, **MCR 6.113**

Elimination, **MCR 6.113(E); § 6113.5**

Events at, **§ 6113.1**

Jury trial, waiver of, **§ 6113.1**

Notices filed at or after, **§ 6113.4**

Place of conducting, **§ 6113.3**

Preliminary examination, transcript of, **MCR 6.113(D)**

Pretrial release, reconsideration of, **§ 6113.1**

Procedure, **MCR 6.113(B)**

Reading the information, **§ 6113.1**

Time of conducting, **MCR 6.113(A); § 6113.3**

## INDEX

### **ARRAIGNMENT ON INDICTMENT OR INFORMATION—Cont'd**

Transcript of preliminary examination, **MCR 6.113(D); § 6113.1**

Verbatim record, **§ 6113.1**

Waiver

Generally, **MCR 6.113(C); § 6113.2**

Jury trial, waiver of, **§ 6113.1**

### **ARRAIGNMENT ON WARRANT OR COMPLAINT**

Generally, **MCR 6.104**

Absence of arraignment, **§ 6104.4**

Arrest without warrant, **MCR 6.104(D); § 6104.2**

Delay between arrest and arraignment, **MCR 6.104(A); § 6104.5**

Juveniles charged with life offenses, this index

Place of arraignment, **MCR 6.104(B); § 6104.3**

Plan for judicial availability, **MCR 6.104(G)**

Preliminary appearance, **MCR 6.104(C); § 6104.3**

Procedure, **MCR 6.104(E); § 6104.1**

Recording, **MCR 6.104(F)**

Unnecessary delay, **MCR 6.104(A)**

### **ARREST**

Failure to appear, **764.1a**

Reasonable cause, **764.1a**

Issuance of summons, **764.1a**

Complaints, **764.1a**

Contents of summons, **764.1a**

Service of summons, **764.1a**

Issuance of warrant, **764.1a**

Magistrate or clerk

Powers and duties, **764.1a**

### **ARREST ON WARRANT**

Generally, **MCR 6.102**

Contents of warrant, **MCR 6.102; § 6102.3**

Execution of warrant, **MCR 6.102; § 6102.4**

Interim bail, **§ 6102.5**

Issuance of warrant, **MCR 6.102; § 6102.1**

Probable cause, **MCR 6.102; § 6102.2**

Release on interim bail, **§ 6102.5**

Return of warrant, **MCR 6.102; § 6102.6**

### **ARREST WITHOUT WARRANT**

Arraignment on warrant or complaint, **MCR 6.104(D); § 6104.2**

### **ARTICULATION REQUIREMENTS**

Sentencing, **§ 6425.12**

### **ASPORTATION AND CAPTIVITY**

Sentencing, **§ 777.38.1, 777.38.2**

### **ASSAULT**

Felony assaults, **750.82**

Penalties, **750.82**

Signage, assaults on health professionals, **750.82**

**ASSAULT—Cont'd**

- Penalties, **750.81**
- Prior convictions, **750.81**
- Repealed by P.A.2023, **750.90h**
- Serious or aggravated injury, **750.81a**
  - Infliction, **750.81a**
  - Penalties, **750.81a**
  - Prior convictions, **750.81a**
  - Signage, assaults on health professionals, **750.81a**
- Signage, assaults on health professionals, **750.81**

**ASSIGNMENT OF MOTION TO JUDGE**

- Post appeal relief, **MCR 6.504**

**ASSISTANCE OF COUNSEL, RIGHT TO**

- Generally, **MCR 6.005**
- Advice of right, **MCR 6.005(A); § 6005.5**
- Appointment of counsel, this index
- Attorneys' fees, amount of, **§ 6005. 6**
- Choice, right to counsel of, **§ 6005.4**
- Circuit Court cases, **§ 6005.1**
- Competent counsel, **§ 6005.3**
- Conflict of interest, **MCR 6.005(G); § 6005. 7**
- Contribution, **§ 6005. 6**
- Disruption of proceedings, **§ 6005. 8**
- District courts, criminal procedure in. District Courts, this index
- Expert testimony, **§ 6005. 6**
- Grand jury proceedings, **MCR 6.005(I); § 6005.12**
- Indigency, **MCR 6.005(B)**
- Jointly charged defendants, **§ 6005.7**
- Juveniles charged with life offenses, this index
- Loyal counsel, **§ 6005.3**
- Mental competence to waive counsel, **§ 6005. 9**
- Multiple representation, **MCR 6.005(F)**
- Post Appeal relief, this index
- Preliminary examination, **§ 6110.4**
- Pro se defendant, advice to, **§ 6005.11**
- Probation revocation, **MCR 6.445(D); § 6445.5**
- Reimbursement, **§ 6005. 6**
- Reimbursement of the costs of appointed counsel, **§ 6005.13**
- Reversal for violation of right, **§ 6005. 7**
- Scope of trial lawyer's responsibilities, **MCR 6.005(H)**
- Self-representation, **§ 6005.8**
- Sentencing, **§ 6425.9**
- Standby counsel, **§ 6005.10**
- Subsequent proceedings, advice of right at, **MCR 6.005(E)**
- Waiver of lawyer, **MCR 6.005(D); § 6005.9**

**ATTACHMENTS**

- Information or indictment, **MCR 6.112(D)**
- Post appeal relief, **MCR 6.502(E)**

## INDEX

### ATTORNEYS

- Assistance of counsel, Right to, this index
- Waiver of right to appointed counsel, § 6302.17

### ATTORNEYS' FEES

- Assistance of counsel, right to, § 6005. 6

### AUDIO

- Video and audio proceedings, MCR 6.006

### AUTHENTICATION

- Evidence, MRE 901
- Self authenticating evidence, MRE 902
- Subscribing witness, MRE 903

### AUTHENTICATION OR AUTHENTICITY

- Post appeal relief, MCR 6.507(C)

### AUTHORITY AND AUTHORIZATION

- Joinder and severance - multiple defendants, § 6121.2
- Pleas, § 6301.9
- Sentencing, MCR 6.429(A); § 6429.1

### BAIL

- Detention
  - Warrant of arrest, 765.6e
- Juveniles charged with life offenses, MCR 6.909(A)
- Warrant of arrest, another country
  - Detention, 765.6e
  - Release, 765.6e

### BATTERY

- Assault, this index
- Penalties, 750.81
- Prior convictions, 750.81
- Signage, assaults on health professionals, 750.81

### BENCH TRIALS

- Consent or approval for, § 6401.3
- Court, approval by, § 6401.3
- Disability of judge, MCR 6.440(B); § 6440.3
- Findings of fact and conclusions of law, § 6403.2
- New trial, MCR 6.431(C); § 6431.5
- Prosecutor, consent of, § 6401.3
- Right to trial by court, MCR 6.401; § 6401.2
- Waiver cases, trial by judge in
  - Generally, MCR 6.403
  - Bench trials in general, § 6403.1
  - Findings of fact and conclusions of law, § 6403.2, 6403.3

### BIAS OR PREJUDICE

- Speedy trial, prejudicial effect of delay, MCR 6.004

### BILL OF PARTICULARS

- Discovery, § 6201.9
- Information or indictment, MCR 6.112(E); § 6112.4

**BONDS**

Pretrial release, § 6106.5-§ 6106.7

**BREAKING AND ENTERING**

Burglar8217s tools, 750.116

Possession, 750.116

Penalties, 750.116

Entering structure, 750.115

Without breaking, 750.115

Applicability, 750.115

Penalties, 750.115

**BURDEN OF PROOF**

Juveniles charged with life offenses, this index

Post appeal relief, § 6508.2

Preliminary examination, § 6110.6

**CENTER FOR FORENSIC PSYCHIATRY**

Not guilty by reason of insanity, plea of, § 6304.7

**CERTIFICATION**

Forensic laboratory reports, MCR 6.202(D)

**CHALLENGES**

Guilty plea, challenging, § 6610.12

Jury and jury trial, MCR 6.412(D); § 6412.6

New trial, challenges to weight or sufficiency of evidence, § 6431.6, 6431.7

Pleas, this index

**CHILDREN**

Exploitation, 750.145h

Sexual content, 750.145h

Vulnerable adult, 750.145h

Vulnerable adult abuse, 750.145n

Applicability, 750.145n

Penalties, 750.145n

Vulnerable adult sexual exploitation, 750.145h

Penalties, 750.145h

Prior convictions, 750.145h

**CIRCUIT COURTS**

Appeals, this index

Application of Rules of Criminal Procedure, § 6001.3

Arraignment in, MCR 6.111; MCR 6.610(H); § 6610.3

Assistance of counsel, right to, § 6005.1

Jurisdiction, MCR 6.008

**CIVIL PROCEDURE RULES**

Applicability in criminal cases, MCR 6.001; § 6001.5 et seq

**CIVIL RIGHTS**

Institutional desecration, 750.147c

Alternative sentence, 750.147c

Civil actions, 750.147c

Motivating factors, 750.147c

## INDEX

### **CIVIL RIGHTS—Cont'd**

Institutional desecration, **750.147c—Cont'd**

Penalties, **750.147c**

Prior convictions, **750.147c**

### **CLERICAL MISTAKES**

Correction of, **MCR 6.435(A); § 6435.1**

### **CODE OF PROFESSIONAL RESPONSIBILITY**

Discovery, **§ 6201.6**

### **COMMITMENT**

Juveniles charged with life offenses, this index

Mental competency hearing, **§ 6125.8**

### **COMPLAINTS**

Generally, **MCR 6.101**

Arraignment on warrant or complaint, this index

Contents of, **§ 6101.1**

Definition, **MCR 6.101**

Filing of, **§ 6101.2**

Form, generally, **MCR 6.101**

Juveniles charged with life offenses, this index

Oath, **MCR 6.101**

Prosecutor's approval, **MCR 6.101**

Security, posting of, **MCR 6.101**

Signature, **MCR 6.101**

### **CONCURRENT JURISDICTION**

Generally, **MCR 6.008**

### **CONDITIONAL NEW TRIAL**

Directed verdict of acquittal, motion for, **MCR 6.419(C)**

### **CONDITIONAL PLEAS**

District court, criminal procedure in, **§ 6610.12**

Not guilty by reason of insanity, plea of, **§ 6304.3**

Pleas, **§ 6301.7**

Withdrawal or vacation, **§ 6310.11**

### **CONDITIONAL RELEASE**

Pretrial release, **MCR 6.106(D)**

### **CONDUCT OF JURY TRIAL**

Jury and jury trial, this index

### **CONFIDENTIAL OR PRIVILEGED INFORMATION**

Presentence report, **§ 6425.4**

Public records, **MCR 6.007**

### **CONFLICT OF INTEREST**

Assistance of counsel, right to, **MCR 6.005(G); § 6005. 7**

### **CONSENT CALENDARS**

Procedures, **MCLA 712A.2f**

### **CONSENT OR APPROVAL**

Bench trials, **§ 6401.3**

**CONSENT OR APPROVAL—Cont'd**

- Guilty and nolo contendere, pleas of, § 6301.3
- Juveniles charged with life offenses, MCR 6.931(B)
- Not guilty by reason of insanity, plea of, § 6301.6
- Pleas, MCR 6.301(B); MCR 6.301(C); § 6301.3

**CONSTITUTIONAL LAW**

- Generally, Ch. 5
- Discovery, § 6201.6
- Pleas, § 6312.3
- Pretrial release, MCR 6.106(B)
- Speedy trial, § 6004.1

**CONSTRUCTION AND INTERPRETATION**

- Generally, MCR 6.002

**CONTENT OF PHOTOGRAPHS**

- Content of writings, see this index

**CONTENT OF RECORDINGS**

- Content of writings, see this index

**CONTENT OF WRITINGS**

- Admissibility
  - Content, other evidence, MRE 1004
  - Duplicates, MRE 1003
- Court function, MRE 1008
- Definitions, MRE 1001
- Definitions, applied to Rules 1001-1008, MRE 1001
- Jury function, MRE 1008
- Original requirement, MRE 1002
- Public records copies, MRE 1005
- Statement of parties, MRE 1007
- Summaries, MRE 1006
- Testimony of parties, MRE 1007

**CONTINUANCE**

- Discovery, § 6201.8

**CONTRIBUTION**

- Assistance of counsel, right to, § 6005. 6

**CONTROLLED SUBSTANCES STATUTE**

- Generally, Ch. 12
- Subsequent offenses and sentencing, § 777.21.2

**COPIES**

- Discovery, MCR 6.201(G)
- Post appeal relief, MCR 6.503(A)

**CORPUS DELICTO RULE**

- Preliminary examination, § 6110.5

**CORRECTING MISTAKES**

- Generally, MCR 6.435
- Appeal, correction of record during, MCR 6.435(D)



## INDEX

### **CORRECTING MISTAKES—Cont'd**

- Clerical mistakes, **MCR 6.435(A); § 6435.1**
- Limitation on jurisdiction, **§ 6435.4**
- Record, correction of, **MCR 6.435(C); MCR 6.435(D); § 6435.3**
- Sentencing, this index
- Substantive mistakes, **MCR 6.435(B); § 6435.2**
- Verdict, **§ 6420.6**

### **COST OR EXPENSE**

- Juveniles charged with life offenses, **MCR 6.905(D); § 6905.2**

### **COURT**

- Bench trials, approval by court, **§ 6401.3**

### **COURT OF APPEALS**

- Appeal application, **MCR 7.205**

### **COURTS**

- Voluntary appearance, **762.10d**
  - Arraignment, **762.10d**
  - Person on bench warrant, **762.10d**
  - Person on warrant of arrest, **762.10d**
  - Processing, **762.10d**

### **CREDIT FOR TIME SERVED**

- District court, criminal procedure in, **§ 6610.13**
- Juveniles charged with life offenses, **MCR 6.938(E)**
- Sentencing, **§ 6425.11**

### **CRIMINAL ENTERPRISE**

- Racketeering, **750.159g**

### **CRIMINAL JURISDICTION**

- Generally, **§ 6008.1**

### **CUSTODY HEARING**

- Pretrial release, **MCR 6.106(G); § 6106.2**

### **DANGEROUS WEAPON**

- Juveniles charged with life offenses, **MCR 6.903(I)**

### **DECISION**

- Post appeal relief, **MCR 6.508(B); § 6504.4**
- Pretrial release, **MCR 6.106(F)**

### **DEFENSE PEREMPTORY CHALLENGES**

- Jury and jury trial, **§ 6412.9**

### **DEFINITIONS**

- Generally, **MCR 6.003**
- Complaint, **MCR 6.101**
- Disability of judge, **§ 6440.1**
- Juveniles charged with life offenses, this index

### **DELAY OR LACHES**

- Speedy trial, this index

**DEMAND OR REQUEST**

Discovery, § **6201.3**

**DIRECTED VERDICT**

Generally, **MCR 6.419**

Conditional new trial ruling, **MCR 6.419(C)**

Explanation of rulings on record, **MCR 6.419(D)**

Formal requirements, § **6419.2**

New trial, **MCR 6.419(C)**

New trial ruling, **MCR 6.419(C)**

Standard for directing, § **6419.1**

Submission to jury, motion before, **MCR 6.419(A)**

Subsequent to jury verdict, **MCR 6.419(B)**

Timing of motion and ruling, § **6419.3**

**DISABILITY OF JUDGE**

Generally, **MCR 6.440**

Bench trial, **MCR 6.440(B)**; § **6440.3**

Definition of disability, § **6440.1**

Jury and jury trial, **MCR 6.440(A)**

Jury trial, **MCR 6.440(A)**; § **6440.2**

Plea, disability after, § **6440.5**

Substitution of judge, § **6440.2-§ 6440.5**

Verdict, disability after, **MCR 6.440(C)**; § **6440.4**

**DISCHARGE**

Release or discharge, this index

**DISCLOSURE**

Laboratory reports, **MCR 6.202(B)**

Presentence report, **MCR 6.425(B)**; **MCR 6.425(C)**; § **6425.2**, **6425.3**

**DISCOVERY**

Generally, **MCR 6.201**; § **6201.1**

Additional sources of authority for, § **6201.9**

Adjournment, § **6201.8**

Bill of particulars, § **6201.9**

Code of Professional Responsibility, § **6201.6**

Constitutional law, § **6201.6**

Continuance, § **6201.8**

Continuing duty to disclose, **MCR 6.201(H)**

Copies, **MCR 6.201(G)**

Dismissal, § **6201.8**

District court, criminal procedure in, § **6610.7**

Driving under influence, § **6201.9**

Evidence, § **6508.11**

Excision, **MCR 6.201(D)**

Exclusion of evidence, § **6201.8**

Grand jury records, right to, § **6201.9**

Information, allegations in, § **6201.9**

Investigative subpoena, § **6201.9**

List of witnesses, § **6201.9**

Mandatory disclosure, **MCR 6.201(A)**

## INDEX

### **DISCOVERY—Cont'd**

- Mistrial, § 6201.8
- Modification, MCR 6.201(I)
- Modification of requirements, § 6201.7
- Prohibited discovery, MCR 6.201(C); § 6201.7
- Prosecuting attorneys, MCR 6.201(B); § 6201.4
- Protective orders, MCR 6.201(E); § 6201.5
- Remedies for violation, § 6201.8
- Requests, § 6201.3, 6201.4
- Rules of evidence, § 6201.9
- Suppression of evidence, § 6201.8
- Timing of discovery, MCR 6.201(F); § 6201.2
- Violation, MCR 6.201(J); § 6201.8

### **DISCRETION**

- Joinder and severance - multiple defendants, MCR 6.121(D); § 6121.5
- Juvenile probation, § 6933.3
- Post appeal relief, § 6505.1
- Summons instead of arrest warrant, § 6103.2

### **DISMISSAL**

- Discovery, § 6201.8
- Information or indictment, § 6112.6
- Mental competency hearing, § 6125.14
- Preliminary examination, MCR 6.110(H)
- Speedy trial, § 6004.2, 6004.9

### **DISPOSITION**

- Juveniles charged with life offenses, this index

### **DISRUPTION OF PROCEEDINGS**

- Assistance of counsel, right to, § 6005. 8

### **DISTRICT COURTS**

- Generally, MCR 6.610
- Advice of rights, § 6610.12
- Allocution, right of, § 6610.13
- Appeal, MCR 6.625; § 6625.1
- Application of Rules of Criminal Procedure, § 6001.3
- Appointment of lawyer on appeal, MCR 6.625; § 6625.1
- Arraignment, MCR 6.111; MCR 6.610(D); MCR 6.610(H); § 6610.3, 6610.4
- Assistance of counsel, right to
  - Generally, § 6005.5, 6610.5, 6610.12, 6610.13
  - Appeal, appointment of lawyer on, MCR 6.625; § 6625.1
- Challenging guilty plea, § 6610.12
- Circuit court cases, arraignment in, MCR 6.111; MCR 6.610(H); § 6610.3
- Conditional pleas, § 6610.12
- Conduct of jury trial, § 6610.10
- Credit for time served, § 6610.13
- Criminal procedure, MCR 6.610
- Discovery, § 6610.7
- District court cases, arraignment, MCR 6.610(D); § 6610.4
- Entry of guilty plea in writing, § 6610.12

**DISTRICT COURTS—Cont'd**

Guilty pleas, **MCR 6.610(E); § 6610.12**

Impaneling jury

Generally, **MCR 6.620**

Alternate jurors, **MCR 6.620(A)**

Number of jurors and alternate, **§ 6620.1**

Peremptory challenges, **MCR 6.620(B); § 6620.2**

Selecting a jury, **§ 6620.3**

Jurisdiction of district court, **MCR 6.008; § 6610.1**

Jury and jury trial

Impaneling jury, above

Right to jury trial, **§ 6610.9**

Misdemeanor procedure, traffic cases

Generally, **§ 6615.1**

Misdemeanor traffic cases

Generally, **MCR 6.615**

Appeal, **MCR 6.615(E)**

Appearances, **MCR 6.615(B)**

Arraignment, **MCR 6.615(C)**

Citation, **MCR 6.615(A)**

Complaint, **MCR 6.615(A)**

Contested cases, **MCR 6.615(D)**

Failure to appear, **MCR 6.615(B)**

Summons, **MCR 6.615(A)**

Warrant, **MCR 6.615(A)**

Motion for new trial, **MCR 6.610(G); § 6610.15**

New trial, motion for, **MCR 6.610(G); § 6610.15**

No contest pleas, **MCR 6.610(E); § 6610.12**

Other rules of criminal procedure that govern district court cases, **§ 6610.2**

Precedence over civil cases, **MCR 6.610(A); § 6610.8**

Presentence report, **§ 6610.13**

Pretrial conference, **MCR 6.610(B); § 6610.6**

Probable cause conference, **MCR 6.108(B); MCR 6.108(D)**

Record, **MCR 6.610(C); § 6610.14**

Sentencing, **MCR 6.610(F); § 6610.13**

Traffic cases. Misdemeanor traffic cases, above

Verdict, **§ 6610.11**

**DOUBLE JEOPARDY**

Joinder and severance - single defendant, **§ 6120.4**

**DRIVING UNDER INFLUENCE**

Discovery, **§ 6201.9**

**DUE PROCESS**

Speedy trial, **§ 6004.5**

**ELIMINATION**

Arraignment on indictment or information, **MCR 6.113(E); § 6113.5**

**EMERGENCY SERVICES**

Interfering with, sentencing, **§ 777.49.3**

## INDEX

### ENHANCED SENTENCE

Information or indictment, **MCR 6.112(F)**

### ENTRY

Judgments and orders, § **6427.3**

### EVIDENCE

Application of Michigan Rules of Evidence, § **6416.2**

Burden of proof, this index

Discretion as to presentation of evidence, § **6416.1**

Juveniles charged with life offenses, § **6931.5**

Post appeal relief, **MCR 6.508(C)**

Preliminary examination, § **6110.5**

Presentation of evidence

Generally, **MCR 6.416**

Discretion, § **6416.1**

Michigan Rules of Evidence, application of, § **6416.2**

Time limitations, § **6416.3**

Rules of Evidence, generally, **Ch. 3**

Time limitations on the presentation of evidence, § **6416.3**

Weight and sufficiency of evidence, this index

### EXAMINATION

Mental competency hearing, § **6125.5**

Return of, § **6110.11**

### EXCISION

Discovery, **MCR 6.201(D)**

### EXCLUSION OF EVIDENCE

Discovery, § **6201.8**

### EXCLUSION OF PUBLIC

Preliminary examination, **MCR 6.110(D)**; § **6110.5**

### EXECUTION OF WARRANT

Arrest on warrant, **MCR 6.102**; § **6102.4**

### EXPANSION OF RECORD

Post Appeal Relief, this index

### EXPERT AND OPINION EVIDENCE

Assistance of counsel, right to, § **6005. 6**

### FAMILY DIVISION OF CIRCUIT COURT

Juveniles charged with life offenses, **MCR 6.903(D)**; **MCR 6.911(B)**

### FELONY

Victim confidentiality protections, **780.758**

Victim impact statement rights, **780.765**

Witness confidentiality protections, **780.758**

### FELONY CASES

Scope of rules in, **MCR 6.001**; § **6001.1**, **6001.2**

### FILING

Complaint, § **6101.2**

**FILING—Cont'd**

Post Appeal Relief, this index

**FINAL REVIEW HEARINGS**

Juveniles charged with life offenses, this index

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

Bench trials, § 6403.2

Juveniles charged with life offenses, MCR 6.937(A)

**FIREARM**

Domestic violence felon

Applicability, 750.224f

Penalties, 750.224f

Restrictions and conditions, 750.224f

Violations, 750.224f

Penalties, 750.223; 750.232a

Possession

Domestic violence felon, 750.224f

Prohibitions, 750.223; 750.232a

Purchase, 750.232a

Sale, 750.223

Domestic violence felon, 750.224f

Violations, 750.223; 750.232a

**FORFEITURE**

Pretrial release, forfeiture of bond, § 6106.6

**FOSTER CARE PLACEMENT**

Juvenile proceedings, MCLA 712A.13b

**FOUR PART BALANCING TEST**

Speedy trial, § 6004.3

**FREQUENCY OF PROGRESS REVIEWS**

Juveniles charged with life offenses, § 6935.1

**FURTHER DELIBERATIONS**

Verdict, § 6420.8

**GENERAL ADMINISTRATIVE ORDERS**

Court records, MCR 8.119

Duties of clerks, MCR 8.119

Reports, MCR 8.119

**GRAND JURY**

Generally, MCR 6.107

Assistance of counsel, right to, MCR 6.005(I); § 6005. 12

Discovery, § 6201.9

Obtaining records of, generally, MCR 6.107(B)

Procedure to obtain records, MCR 6.107(B)

Right to records, MCR 6.107(A)

**GUILTY AND NOLO CONTENDERE PLEAS**

Generally, MCR 6.302

Accurate plea, MCR 6.302(D)

## INDEX

### **GUILTY AND NOLO CONTENDERE PLEAS—Cont'd**

- Additional inquiries, **MCR 6.302(E)**
- Advisement, plea under, **MCR 6.302(F); § 6302.15**
- Agreements or recommendations for sentence, **§ 6302.9**
- Appeal, waiver of right to, **§ 6302.17**
- Appointment of counsel, waiver of right to, **§ 6302.17**
- Collateral consequences, advice regarding, **§ 6302.4**
- Confirmation of compliance with rules, **§ 6302.16**
- Consent to guilty plea, **§ 6301.3**
- Consequences of sentence, advice regarding, **§ 6302.3**
- District court, criminal procedure in, **MCR 6.610(E); § 6610.12**
- Factual bases for pleas, **§ 6302.12, 6302.13**
- Illusory bargains, **§ 6302.11**
- Inculpatory statements made during negotiations, **§ 6302.7**
- Offense, advice regarding, **§ 6302.2**
- Personally address requirement, **§ 6302.1**
- Plea and sentence bargains, **§ 6302.6**
- Plea record, **MCR 6.302(F)**
- Preliminary sentence evaluations, **§ 6302.10**
- Probation revocation, **MCR 6.445(F); § 6445.7**
- Reason for nolo contendere plea, **§ 6302.14**
- Recommendations for sentence, **§ 6302.9**
- Requirements of pleas, **MCR 6.302(A)**
- Sentence agreements or recommendations, **§ 6302.9**
- Specific enforcement of bargains, **§ 6302.8**
- Speedy trial, **§ 6004.12**
- Statement of reason for nolo contendere plea, **§ 6302.14**
- Understanding plea, **MCR 6.302(B)**
- Voluntary plea, **MCR 6.302(C)**
- Waiver
  - Appeal and appointment of counsel, waiver of rights to, **§ 6302.17**
  - Trial rights, advice regarding waiver of, **§ 6302.5**

### **GUILTY BUT MENTALLY ILL, PLEA OF**

- Generally, **MCR 6.303**
- Compliance with MCR 6.302, **§ 6303.1**
- Disposition of defendant, **§ 6303.6**
- Finding of mental illness but not insanity, **§ 6303.5**
- Hearing, necessity of, **§ 6303.4**
- Insanity defense, notice of, **§ 6303.2**
- Notice of insanity defense, **§ 6303.2**
- Psychiatric examination and reports, **§ 6303.3**

### **HABITUAL OFFENDER**

- Sentence enhancement, **§ 777.21.1**

### **HARMLESS ERROR**

- Information or indictment, **MCR 6.112(G)**

### **HEARINGS**

- Guilty but mentally ill, plea of, **§ 6303.4**
- Juveniles charged with life offenses, this index
- Mental competency hearing, this index

**HEARINGS—Cont'd**

Probation revocation, **MCR 6.445(E); § 6445.6**

**HEARSAY**

Attacking the declarant, **MRE 806**

Definitions, **MRE 801**

Exceptions, **MRE 803**

Exclusions, **MRE 801**

Hearsay exception, **MRE 803A**

Child statement, sexual act, **MRE 803A**

Hearsay exceptions

Unavailable declarant, **MRE 804**

Hearsay within hearsay, **MRE 805**

Residual exception, **MRE 807**

Rule against, **MRE 802**

Supporting the declarant, **MRE 806**

**HISTORY OF COURT RULES**

Generally, **§ 6001.12**

**HOLMES YOUTHFUL TRAINEE ASSIGNMENTS**

Sentencing, **§ 777.50.3**

**HOMICIDE**

Repealed by P.A.2023, **750.323**

**IDENTIFICATION**

Evidence, **MRE 901**

Self authenticating evidence, **MRE 902**

Subscribing witness, **MRE 903**

**IDENTITY DISCLOSURE**

Trials, **768.21d**

**ILLUSORY BARGAINS**

Guilty and nolo contendere, pleas of, **§ 6302.11**

**IMPANELING JURY**

District court, criminal procedure in. District Courts, this index

Jury and jury trial, **MCR 6.412(A)**

**IMPEACHMENT**

Verdict, impeachment by jurors, **§ 6420.10**

**INCLUDED FELONIES**

Applicability of section 777.15a to 777.15g, **MCLA 777.15**

Chapter 28, felonies, **MCLA 777.11b**

Chapter 168, felonies, **MCLA 777.11d**

Chapter 333, sections 333.2685 to 333.5661

Felonies, **MCLA 777.13k**

Chapter 750, sections 750.223 to 750.237

Felonies, **MCLA 777.16m**

Chapter 750, sections 750.13 to 750.32, felonies, **MCLA 777.16a**

Chapter 750, sections 750.81 to 750.91, felonies, **MCLA 777.16d**

Chapter 750, sections 750.110 to 750.131a, felonies, **MCLA 777.16f**

Effective Oct. 21, 2024, **MCLA 777.16f**



## INDEX

### **INCLUDED FELONIES—Cont'd**

- Chapter 750, sections 750.158 to 750.182a  
Felonies, **MCLA 777.16i**
- Chapter 750, sections 750.317 to 750.329a  
Felonies, **MCLA 777.16p**
- Chapter 750, sections 750.135 to 750.147c  
Felonies, **MCLA 777.16g**
- Chapters 721 to 730, felonies, **MCLA 777.15g**

### **INCONSISTENT VERDICTS**

- Verdict, § **6420.4**

### **INCUPLATORY STATEMENTS**

- Guilty and nolo contendere, pleas of, § **6302.7**

### **INDEPENDENT EXAMINATION**

- Mental competency hearing, **MCR 6.125(D)**

### **INDICTMENT**

- Information or Indictment, this index

### **INDIGENCY**

- Assistance of counsel, right to, **MCR 6.005(B)**

### **INFORMATION OR INDICTMENT**

- Generally, **MCR 6.112**; § **6112.1**
- Amendment, **MCR 6.112(H)**; § **6112.5**
- Arraignment on Indictment or Information, this index
- Attachments, **MCR 6.112(D)**
- Bill of particulars, **MCR 6.112(E)**; § **6112.4**
- Contents, **MCR 6.112(D)**; § **6112.3**
- Discovery, § **6201.9**
- Dismissal for late filing, § **6112.6**
- Enhanced sentence, **MCR 6.112(F)**
- Enhanced sentence sought, notice, § **6112.2**
- Enhanced sentencing, § **6112.7**
- Harmless error, **MCR 6.112(G)**
- Nature, **MCR 6.112(D)**
- Notice of intent to seek enhanced sentence, **MCR 6.112(F)**
- Notice that enhanced sentence is sought, § **6112.2**
- Reversal for late filing or variance with proofs, § **6112.6**
- Striking allegations, § **6112.5**
- Time of filing, **MCR 6.112(C)**; § **6112.2**
- Use of, **MCR 6.112(B)**
- Witness list, § **6112.4**

### **INSANE OR INCOMPETENT PERSONS**

- Guilty but mentally ill, plea of, this index
- Not guilty by reason of insanity, plea of, this index
- Verdict, insanity defense, § **6420.1**, **6420.2**

### **INSTRUCTIONS TO JURY**

- Jury and jury trial, this index
- Verdict, § **6420.8**

**INTERIM BAIL**

Arrest on warrant, § 6102.5

Pretrial release, § 6106.5

**INVALID SENTENCE**

Post appeal relief, § 6508.9

**INVESTIGATIVE SUBPOENA**

Discovery, § 6201.9

**INVOLUNTARY PLEA**

Post appeal relief, § 6508.7

**JOINDER AND SEVERANCE - MULTIPLE DEFENDANTS**

Generally, MCR 6.121; § 6121.1

Authorization for joint trials, § 6121.2

Defendant's right to severance, § 6121.3

Discretionary severance, MCR 6.121(D); § 6121.5

Multiple juries, § 6121.6

Permissive joinder, MCR 6.121(A)

Prejudice to substantial rights of defendant, severance to avoid, § 6121.4

Unrelated offenses, MCR 6.121(B)

**JOINDER AND SEVERANCE - SINGLE DEFENDANT**

Generally, MCR 6.120; § 6120.1

Double jeopardy, § 6120.4

Permissive joinder, MCR 6.120(A)

Unrelated offenses, MCR 6.120(B); § 6120.2, 6120.3

**JOINTLY CHARGED DEFENDANTS**

Assistance of counsel, right to, § 6005.7

**JUDGE**

Disability of Judge, this index

**JUDGMENT**

Relief from. Postappeal relief, this index

**JUDGMENTS AND DECREES**

Generally, MCR 6.427

Contents, § 6427.1

Entry, § 6427.3

Errors in judgment, § 6427.4

Purpose, § 6427.2

Reissuance of judgment, MCR 6.428

**JUDICIAL NOTICE**

Adjudicative facts, MRE 201

Adjudicative facts, notice of, MRE 201

Notice of law, MRE 202

**JURISDICTION**

Generally, MCR 6.008; § 6008.1

District court, MCR 6.008; § 6610.1

Limitations on, correcting mistakes, § 6435.4

Post appeal relief, jurisdictional defects, § 6508.10

## INDEX

### JURY AND JURY TRIAL

#### Additional jurors

Generally, **MCR 6.411**

Alternate jurors, reinstatement of, § **6411.4**

More than 12 jurors may be impaneled, § **6411.1**

No more than 12 jurors may be impaneled, § **6411.2**

Reducing jurors to number required to decide case, § **6411.3**

Reinstating alternate jurors, § **6411.4**

#### Additional peremptory challenges, § **6412.10**

#### Advice regarding trial by jury, § **6402.3**

#### Alternate jurors, reinstatement of, § **6411.4**

#### Challenges for cause, **MCR 6.412(D)**; § **6412.6**

#### Civil rules, incorporation of, § **6412.1**

#### Defendant's right to jury trial, **MCR 6.401**; § **6401.1**

#### Defense peremptory challenges, § **6412.9**

#### Disability of judge, **MCR 6.440(A)**; § **6440.2**

#### District court, criminal procedure in. District Courts, this index

#### Impaneling jury, **MCR 6.412(A)**

#### Instructions to jury

Selection of jury, **MCR 6.412(B)**; **MCR 6.412(F)**; § **6412.2**, **6412.12**

#### Number of jurors

Generally, **MCR 6.410(A)**

Right to jury of 12, § **6410.1**

Stipulation, reducing jury by, § **6410.2**

#### Number of prosecution peremptory challenges, § **6412.8**

#### Oath of jurors, **MCR 6.412(B)**; **MCR 6.412(F)**; § **6412.2**, **6412.11**

#### Opportunity to consult with lawyer, § **6402.1**

#### Peremptory challenges, **MCR 6.412(E)**; § **6412.7**-§ **6412.10**

#### Presence of other jurors, voir dire out of, § **6412.5**

#### Prosecution peremptory challenges, § **6412.8**

#### Record requirements, waiver of jury trial, **MCR 6.402(B)**; § **6402.2**

#### Reducing jurors to number required to decide case, § **6411.3**

#### Reinstating alternate jurors, § **6411.4**

#### Scope of voir dire, § **6412.4**

#### Selection of jury

Generally, **MCR 6.412**

Additional peremptory challenges, § **6412.10**

Challenges for cause, **MCR 6.412(D)**; § **6412.6**

Civil rules, incorporation of, § **6412.1**

Defense peremptory challenges, § **6412.9**

Impaneling jury, **MCR 6.412(A)**

Instructions, **MCR 6.412(B)**; **MCR 6.412(F)**; § **6412.2**, **6412.12**

Number of prosecution peremptory challenges, § **6412.8**

Oath, **MCR 6.412(B)**; **MCR 6.412(F)**; § **6412.2**, **6412.11**

Peremptory challenges, **MCR 6.412(E)**; § **6412.7**-§ **6412.10**

Presence of other jurors, voir dire out of, § **6412.5**

Prosecution peremptory challenges, § **6412.8**

Scope of voir dire, § **6412.4**

Voir dire, **MCR 6.412(C)**; § **6412.3**-**6412.5**

#### Time of waiver of jury trial, **MCR 6.402(A)**; § **6402.1**

#### Understanding of waiver of jury trial, § **6402.4**

**JURY AND JURY TRIAL—Cont'd**

- Verdict, this index
- Voir dire, **MCR 6.412(C); § 6412.3-6412.5**
- Voluntariness of waiver of jury trial, **§ 6402.4**
- Waiver of jury trial
  - Generally, **MCR 6.402**
  - Advice regarding trial by jury, **§ 6402.3**
  - Arraignment, **§ 6113.1**
  - Opportunity to consult with lawyer, **§ 6402.1**
  - Record requirements, **MCR 6.402(B); § 6402.2**
  - Time of waiver, **MCR 6.402(A); § 6402.1**
  - Trial by judge in waiver cases. Bench trials, this index
  - Understanding of waiver, **§ 6402.4**
  - Voluntariness of waiver, **§ 6402.4**
  - Withdrawal of waiver, **§ 6402.5**
- Withdrawal of waiver of jury trial, **§ 6402.5**

**JUVENILE COURTS AND DELINQUENT AND DEPENDENT CHILDREN**

- Generally, **Ch. 7; § 6001.4**
- Scope of rules in, **MCR 6.001; § 6001.4**

**JUVENILE JUSTICE PROCEDURES**

- Sentence, **769.1**

**JUVENILE OFFENDERS**

- Impact statements, **780.793**
- Privacy
  - Victim, **780.788**
  - Witnesses, **780.788**
- Victim privacy protection, **780.788**
- Victim rights, **780.793**
- Witness privacy protection, **780.788**

**JUVENILE PROCEEDINGS**

- Adult court transfers, **MCLA 712A.2d**
- Adult jurisdiction requests, **MCLA 712A.2d**
- Adult trial petitions, **MCLA 712A.2d**
- Boarding, **MCLA 712A.16**
- Consent calendars, **MCLA 712A.2f**
  - Court, power and duties, **MCLA 712A.2f**
  - Court, procedures, **MCLA 712A.2f**
  - Placement, **MCLA 712A.2f**
  - Procedures, **MCLA 712A.2f**
- Construction, **MCLA 712A.1**
- Costs, **MCLA 712A.29a**
- Court authority, **MCLA 712A.2**
- Custody
  - Hearing, **MCLA 712A.15**
  - Limitations, **MCLA 712A.15**
  - Powers of court, **MCLA 712A.15**
- Definitions, **MCLA 712A.1**
- Detention, **MCLA 712A.16**
- Detention facility, **MCLA 712A.16**

## INDEX

### **JUVENILE PROCEEDINGS—Cont'd**

- Detention home, **MCLA 712A.16**
- Disposition orders, **MCLA 712A.18**
- Fees, **MCLA 712A.29a**
- Fines, **MCLA 712A.29a**
- Foster care placement, **MCLA 712A.13b**
  - Appeal, **MCLA 712A.13b**
  - Circumstances, **MCLA 712A.13b**
  - Procedure, **MCLA 712A.13b**
- Hearing
  - Custody, **MCLA 712A.15**
- Jurisdiction, **MCLA 712A.2**
- Juvenile to adult cases, **MCLA 712A.2d**
- Juvenile waiver petitions, **MCLA 712A.2d**
- Money allocation, **MCLA 712A.29**
  - Payment of fines, **MCLA 712A.29**
- Nature, **MCLA 712A.1**
- Parental rights, **MCLA 712A.19b**
  - Termination, **MCLA 712A.19b**
- Payment of fines, **MCLA 712A.29**
- Records of cases, **MCLA 712A.28**
  - Public availability, **MCLA 712A.28**
- Restitution, **MCLA 712A.29**
- Waiver, jurisdictions, **MCLA 712A.4**

### **JUVENILES CHARGED WITH LIFE OFFENSES**

- Generally, **MCR 6.901**
- Admissible evidence at sentencing hearing, § **6931.5**
- Adult sentencing options, § **6931.9**
- Advice of right to assistance of attorney, **MCR 6.905(A)**; § **6905.1**
- Annual reviews of court-committed juvenile, **MCR 6.935(D)**
- Appellate review
  - Probation revocation, **MCR 6.933(D)**; § **6933.4**
  - Sentencing hearing, § **6931.10**
- Appointment of attorney
  - Generally, **MCR 6.905(B)**; § **6905.2**
  - Commitment review hearing, **MCR 6.937(A)**; § **6937.3**
  - Final review hearings, **MCR 6.938(C)**
- Arraignment on complaint and warrant
  - Generally, **MCR 6.907**; § **6907.1**
  - Notification of parent, § **6907.2**
  - Procedure, **MCR 6.907(C)**; § **6907.3**
  - Temporary detention pending arraignment, **MCR 6.907(B)**
  - Time, **MCR 6.907(A)**; § **6907.2**
- Assistance of attorney
  - Generally, **MCR 6.905**
  - Advice of right, **MCR 6.905(A)**; § **6905.1**
  - Appointment of attorney, above
  - Cost, **MCR 6.905(D)**; § **6905.2**
  - Waiver of attorney, **MCR 6.905(C)**; § **6905.3**
- Automatically waived juvenile's right to preliminary examination, § **6911.1**

**JUVENILES CHARGED WITH LIFE OFFENSES—Cont'd**

Bail, releasing or detaining juveniles prior to trial or judgment, **MCR 6.909(A)**

Burden of proof

Commitment review hearing, § **6937.4**

Sentencing hearing, § **6931.6**

Commitment review hearing

Generally, **MCR 6.937**

Appointment of attorney, **MCR 6.937(A)**; § **6937.3**

Burden of proof, § **6937.4**

Criteria to be considered, **MCR 6.937(A)**; § **6937.5**

Definitions, **MCR 6.903(A)**; **MCR 6.903(B)**

Findings, **MCR 6.937(A)**

Notice of hearing, § **6937.2**

Other commitment review hearings, § **6937.6**

Reports, **MCR 6.903(B)**; **MCR 6.937(A)**

Required hearing before age 19, **MCR 6.937(A)**; § **6937.1**

Standard and burden of proof, § **6937.4**

Complaint. Arraignment on complaint and warrant, above

Consent to sentencing hearing, **MCR 6.931(B)**

Cost of assistance of attorney, **MCR 6.905(D)**; § **6905.2**

Court, defined, **MCR 6.903(C)**; § **6903.1**

Credit for time served, **MCR 6.938(E)**

Dangerous weapon, defined, **MCR 6.903(I)**

Definitions

Generally, **MCR 6.903**

Commitment review hearing, **MCR 6.903(A)**

Commitment review report, **MCR 6.903(B)**

Court, **MCR 6.903(C)**; § **6903.1**

Dangerous weapon, **MCR 6.903(I)**

Family division, **MCR 6.903(D)**

Juvenile, **MCR 6.903(E)**; § **6903.2**

Juvenile facility, **MCR 6.903(G)**

Juvenile sentencing hearing, **MCR 6.903(F)**; § **6903.3**

Magistrate, **MCR 6.903(J)**

Progress report, **MCR 6.903(K)**

Social report, **MCR 6.903(L)**

Specified juvenile violation, **MCR 6.903(H)**; § **6903.4**

State wardship, **MCR 6.903(M)**

Discretionary revocation of juvenile probation, § **6933.3**

Disposition

Final review hearings, § **6938.3**

Probation revocation, **MCR 6.933(B)**

Progress review of court-committed juvenile, § **6935.3**

Evidence at sentencing hearing, § **6931.5**

Family division of circuit court, **MCR 6.903(D)**; **MCR 6.911(B)**

Final review hearings

Generally, **MCR 6.938**

Appointment of counsel, **MCR 6.938(C)**

Conduct of hearing, § **6938.1**

Credit for time served, **MCR 6.938(E)**

Criteria, **MCR 6.938(D)**; § **6938.2**

## INDEX

### JUVENILES CHARGED WITH LIFE OFFENSES—Cont'd

Final review hearings—Cont'd

Dispositional options, § **6938.3**

Notice requirements, **MCR 6.938(B)**

Findings in commitment review hearing, **MCR 6.937(A)**

Frequency of progress reviews, § **6935.1**

Hearings

Progress review of court-committed juvenile, **MCR 6.935(D)**

Sentencing hearing, below

Juvenile, defined, **MCR 6.903(E)**; § **6903.2**

Juvenile facility, defined, **MCR 6.903(G)**

Juvenile sentencing hearing. Sentencing hearing, below

Magistrate, defined, **MCR 6.903(J)**

Mandatory revocation of juvenile probation, § **6933.2**

Notice

Arrestment on complaint and warrant, notification of parent, § **6907.2**

Commitment review hearing, § **6937.2**

Final review hearings, **MCR 6.938(B)**

Sentencing hearing, **MCR 6.931(C)**; § **6931.3**

Place of confinement prior to trial or judgment, **MCR 6.909(B)**; § **6909.2**

Post-judgment procedure, sentencing hearing, **MCR 6.931(F)**; § **6931.8**

Precedence, **MCR 6.901(A)**; § **6901.1**

Pre-hearing review, right to, § **6931.4**

Preliminary examination

Generally, **MCR 6.911**

Automatically waived juvenile's right to, § **6911.1**

Family division of circuit court, transfer to, **MCR 6.911(B)**

Waiver, **MCR 6.911(A)**; § **6911.2**

Presentence and social reports, pre-hearing review of, § **6931.4**

Probation and commitment to state wardship

Revocation of probation. Probation revocation, below

Sentencing hearing, **MCR 6.931(F)**

Probation revocation

Generally, **MCR 6.933**

Appellate review, **MCR 6.933(D)**; § **6933.4**

Discretionary revocation of juvenile probation, § **6933.3**

Disposition in general, **MCR 6.933(B)**

Mandatory revocation of juvenile probation, § **6933.2**

Procedure, § **6933.1**

Specific underlying offenses, disposition regarding, **MCR 6.933(C)**

Progress review of court-committed juvenile

Generally, **MCR 6.935**

Annual reviews, **MCR 6.935(D)**

Conduct of progress reviews, § **6935.2**

Definitions, **MCR 6.903(K)**

Dispositional opinions at progress reviews, § **6935.3**

Frequency of progress reviews, § **6935.1**

Hearings, **MCR 6.935(D)**

Reports, **MCR 6.903(K)**; **MCR 6.935(C)**

Time, **MCR 6.935(B)**

**JUVENILES CHARGED WITH LIFE OFFENSES—Cont'd**

Releasing or detaining juveniles prior to trial or judgment

Generally, **MCR 6.909**; § **6909.1**

Bail, **MCR 6.909(A)**

Place of confinement, **MCR 6.909(B)**; § **6909.2**

Speedy trial, **MCR 6.909(C)**; § **6909.3**

Reports

Commitment review hearing, **MCR 6.937(A)**

Progress review of court-committed juvenile, **MCR 6.903(K)**; **MCR 6.935(C)**

Sentencing hearing, **MCR 6.931(D)**

Scope, **MCR 6.901(B)**

Sentencing hearing

Generally, **MCR 6.931**; § **6931.1**

Admissible evidence, § **6931.5**

Adult, procedure upon decision to sentence as, § **6931.9**

Appellate review, § **6931.10**

Burden of proof, § **6931.6**

Consent, **MCR 6.931(B)**

Criteria to be considered, § **6931.7**

Definitions, **MCR 6.903(F)**; § **6903.3**

Evidence, § **6931.5**

Notice of hearing, **MCR 6.931(C)**; § **6931.3**

Post judgment procedure, **MCR 6.931(F)**

Post-judgment procedure, § **6931.8**

Pre-hearing review, right to, § **6931.4**

Presentence and social reports, pre-hearing review of, § **6931.4**

Probation and commitment to state wardship, **MCR 6.931(F)**

Procedure, **MCR 6.931(E)**

Reports, **MCR 6.931(D)**

Waiver of hearing, § **6931.2**

Social report, **MCR 6.903(L)**

Specific underlying offenses, disposition regarding, **MCR 6.933(C)**

Specified juvenile violation, **MCR 6.903(H)**; § **6903.4**

Speedy trial, **MCR 6.909(C)**; § **6909.3**

State wardship, **MCR 6.903(M)**

Statutes, precedence over rules, § **6901.2**

Temporary detention pending arraignment, **MCR 6.907(B)**

Time or date

Arraignment on complaint and warrant, **MCR 6.907(A)**; § **6907.2**

Progress review of court-committed juvenile, **MCR 6.935(B)**

Waiver

Assistance of attorney, **MCR 6.905(C)**; § **6905.3**

Preliminary examination, **MCR 6.911(A)**; § **6911.2**

Sentencing hearing, § **6931.2**

Warrant. Arraignment on complaint and warrant, above

**JUVENILES PROCEEDINGS**

Appeals, **MCR 3.993**

Appellate rights, advice, **MCR 3.937**

Applicability of rules, **MCR 3.901**

Attorney assistance, **MCR 3.915**



## INDEX

### **JUVENILES PROCEEDINGS—Cont'd**

- Definitions, **MCR 3.903**
- Designated cases
  - Disposition, **MCR 3.955**
  - Sentencing, **MCR 3.955**
- Designation hearing, **MCR 3.952**
- Dispositional hearing, **MCR 3.943**
- Guardian ad litem, **MCR 3.916**
- Jurisdiction waiver, **MCR 3.950**
- Parental rights, termination, **MCR 3.977**
- Physical control of juvenile, **MCR 3.933**
- Preliminary hearing, **MCR 3.935; MCR 3.965**
- Pretrial procedures, **MCR 3.922**
  - Child protection proceedings, **MCR 3.922**
  - Delinquency proceedings, **MCR 3.922**
- Probation violation, **MCR 3.944**
- Removal
  - Indian child, **MCR 3.967**
- Summary initial proceedings, **MCR 3.932**
- Termination
  - Parental rights, **MCR 3.977**
- Trial, **MCR 3.972**

### **LACHES**

- Delay or laches, this index

### **LACHES OR DELAY**

- Arraignment on warrant or complaint, **MCR 6.104(A); § 6104.5**
- Sentencing, **§ 6425.6**

### **LEAVE OF COURT**

- Post-conviction proceedings, documents for, **§ 6433.2**

### **LENIENCY**

- Jury recommendation of, **§ 6420.5**

### **LESSER OFFENSES**

- Pleas, **MCR 6.301(D); § 6301.8**

### **LIMITATIONS AND RESTRICTIONS**

- Correcting mistakes, **§ 6435.4**
- Post appeal relief, **MCR 6.502(B)**

### **LIST OF WITNESSES**

- Discovery, **§ 6201.9**

### **LOCATION**

- Place or location, this index

### **LOYALTY**

- Assistance of counsel, right to, **§ 6005.3**

### **MAGISTRATES**

- Juveniles charged with life offenses, **MCR 6.903(J)**

**MALICIOUS AND WILLFUL MISCHIEF**

- Destruction of barn, **750.380**
  - Penalties, **750.380**
  - Sentencing, **750.380**
- Destruction of building, **750.380**
  - Penalties, **750.380**
  - Sentencing, **750.380**
- Destruction of house, **750.380**
  - Penalties, **750.380**
  - Sentencing, **750.380**
- Malicious destruction of personal property, **750.377a**
  - Penalties, **750.377a**
  - Sentencing, **750.377a**

**MALICIOUS USE, 750.540e**

**MANDATORY APPOINTMENT OF COUNSEL**

- Post appeal relief, § **6505.2**

**MANDATORY DISCLOSURE**

- Generally, § **6201.3, 6201.4**

**MANDATORY REVOCATION**

- Juvenile probation, § **6933.2**

**MEDICATING DEFENDANT**

- Mental competency hearing, § **6125.11**

**MENTAL COMPETENCY HEARING**

- Generally, **MCR 6.125**
- Applicable provisions, **MCR 6.125(A)**
- Assistance of counsel, right to, § **6005. 9**
- Commitment for treatment to render defendant competent, § **6125.8**
- Credit for time in custody, § **6125.12**
- Dismissal after finding of incompetence, § **6125.14**
- Examination, generally, § **6125.5**
- Form of motion, **MCR 6.125((B)**
- Hearing, **MCR 6.125((E); § 6125.7**
- Incompetent to stand trial, generally, § **6125.1**
- Independent examination, **MCR 6.125(D)**
- Issue, raising of, § **6125.2**
- Liberty pending trial, § **6125.12**
- Medicating defendant, § **6125.11**
- Motions, **MCR 6.125(B); MCR 6.125(F)**
- Order for examination, **MCR 6.125(C); § 6125.4**
- Other consequences of finding incompetence, § **6125.13**
- Redetermination of incompetence, § **6125.9**
- Reinstatement of charges, § **6125.15**
- Report on examination, § **6125.6**
- Standard for measuring incompetence, § **6125.3**
- Testimony, **MCR 6.125(F)**
- Time
  - Motion, time for, **MCR 6.125(B)**
  - Raising issue, time for, § **6125.2**

## INDEX

### **MENTAL COMPETENCY HEARING—Cont'd**

Time—Cont'd

Treatment, time limitations on, § **6125.10**

Treatment to render defendant competent, § **6125.8, 6125.10**

### **MENTAL HEALTH CODE**

Criminal provisions, generally, **Ch. 8**

### **MENTAL ILLNESS**

Guilty but mentally ill, plea of, this index

### **MISCELLANEOUS**

Deadly weapons

Injuries, **750.411**

Injuries

Deadly weapons, **750.411**

Injuries, deadly weapons

Duty to report, **750.411**

Immunity, **750.411**

Misdemeanor, **750.411**

Violation, **750.411**

Stalking, **750.411h**

Conditions of probation, **750.411h**

Penalties, **750.411h**

Presumptions, **750.411h**

### **MISCELLANEOUS RULES**

Applicability, **MRE 1101**

Application, **MRE 1101**

Title, **MRE 1101**

### **MISDEMEANOR CASES**

District court, criminal procedure in. District Courts, this index

Jurisdiction, **MCR 6.008**

Scope of rules in, **MCR 6.001; § 6001.1, 6001.2**

### **MISDEMEANOR OFFENSES**

Definitions, **780.811**

Eligibility, privileges and rights, **780.811**

Offense outcome statement, charging document, **780.811a**

Presentence report

Victim impact statements, **780.825**

Testimony protection, **780.818**

Victim impact statements, **780.825**

Presentence report, **780.825**

Victim privacy, **780.818**

Witness privacy, **780.818**

### **MISTAKES**

Correcting Mistakes, this index

### **MISTRIAL**

Discovery, § **6201.8**

Verdict, § **6420.9**

**MODIFICATION OR CHANGE**

Amendments, this index  
Discovery, **MCR 6.201(I)**  
Discovery requirements, § **6201.7**  
Pretrial release, **MCR 6.106(H)**; § **6106.4**

**MONEY BAIL**

Pretrial release, **MCR 6.106(E)**

**MOTIONS**

Directed verdict of acquittal, motion for, this index  
District court, criminal procedure in, **MCR 6.610(G)**; § **6610.15**  
Mental competency hearing, **MCR 6.125(B)**; **MCR 6.125(F)**

**MULTIPLE JURIES**

Joinder and severance - multiple defendants, § **6121.6**

**MULTIPLE OFFENDER CASES**

Conduct of defendant, sentencing, § **777.37.3**

**MULTIPLE PARTIES**

Joinder and severance - multiple defendants, this index

**MULTIPLE REPRESENTATION**

Assistance of counsel, right to, **MCR 6.005(F)**

**NEW CHARGES**

Pleas, § **6312.2**

**NEW TRIAL**

Generally, **MCR 6.431**  
Acquittal, inclusion of motion for judgment of, **MCR 6.431(D)**  
Appellate review, § **6431.8**  
Basis for granting, § **6431.2**  
Bench trial, § **6431.5**  
Challenge to weight or sufficiency of evidence, § **6431.6**, **6431.7**  
Directed verdict of acquittal, motion for, **MCR 6.419(C)**  
District court, criminal procedure in, **MCR 6.610(G)**; § **6610.15**  
Newly discovered evidence, § **6431.4**  
Nonjury trial, **MCR 6.431(C)**  
Reasons for granting, **MCR 6.431(B)**  
Time for filing, **MCR 6.431(A)**; § **6431.1**  
Trial error, § **6431.3**  
Weight or sufficiency of evidence, challenge to, § **6431.6**, **6431.7**

**NEWLY DISCOVERED EVIDENCE**

New trial, **MCR 6.431**; § **6431.4**

**NO CONTEST PLEAS**

Guilty and nolo contendere, pleas of, this index

**NOLO CONTENDERE PLEA**

Guilty and nolo contendere, pleas of, this index

**NOT GUILTY BY REASON OF INSANITY, PLEA OF**

Generally, **MCR 6.304**  
Advice to defendant, **MCR 6.304(A)**; **MCR 6.304(B)**; § **6304.2**

## INDEX

### **NOT GUILTY BY REASON OF INSANITY, PLEA OF—Cont'd**

- Center for Forensic Psychiatry, report to, § **6304.7**
- Compliance with MCR 6.302, § **6304.1**
- Conditional plea of not guilty by reason of insanity, § **6304.3**
- Consent, requirement of, § **6301.6**
- Factual basis, **MCR 6.304(C)**; § **6304.6**
- Insanity defense, notice of, § **6304.4**
- Notice of insanity defense, § **6304.4**
- Psychiatric examination, § **6304.5**
- Reports of plea, **MCR 6.304(D)**; § **6304.7**

### **NOT GUILTY PLEA**

- Pleas, § **6301.1**

### **NOTICE OR KNOWLEDGE**

- Arraignment on indictment or information, § **6113.4**
- Forensic laboratory reports, **MCR 6.202(C)**
- Information or indictment, **MCR 6.112(F)**
- Insanity defense, § **6303.2**
- Juveniles charged with life offenses, this index
- Not guilty by reason of insanity, plea of, § **6304.4**

### **NUMBER OF JURORS**

- Jury and jury trial, this index

### **OATH**

- Complaint, **MCR 6.101**
- Jury and jury trial, **MCR 6.412(B)**; **MCR 6.412(F)**; § **6412.2**, **6412.11**

### **OBJECTIONS AND EXCEPTIONS**

- Sentencing, § **6429.4**

### **OFFENSES**

- Violations of section 333.7453
- Penalties, **333.7455**

### **ONE HUNDRED EIGHTY DAY RULE**

- Speedy trial, state prisoners, § **6004.12**

### **OPINION TESTIMONY**

- Court appointed expert witnesses, **MRE 706**
- Court-appointed expert witnesses, **MRE 706**
- Expert bases, **MRE 703**
- Expert opinion basis, **MRE 705**
- Expert testimony, see this index
- Expert witnesses, **MRE 702**
- Impeachment
  - Learned treatises, **MRE 707**
- Lay witnesses, **MRE 701**
- Learned treatises
  - Impeachment, **MRE 707**
- Ultimate issue, **MRE 704**

### **OPTIONS**

- Juveniles, dispositional options, § **6938.3**

**ORDERS**

Mental competency hearing, order for examination, **MCR 6.125(C); § 6125.4**

Post appeal relief, **MCR 6.507(A)**

**OTHER COURT RULES THAT APPLY IN CRIMINAL CASES**

Generally, **Ch. 2**

**PENAL CODE**

Generally, **Ch. 11**

**PENALTIES**

Violations of section 333.7453, **333.7455**

Penalties, **333.7455**

**PEREMPTORY CHALLENGES**

Jury and jury trial, **MCR 6.412(E); § 6412.7-§ 6412.10**

**PERMISSIVE JOINDER**

Multiple defendants, **MCR 6.121(A)**

Single defendant, **MCR 6.120(A)**

**PERSONAL PROTECTION PROCEEDINGS, MCR 3.718**

Appeals, **MCR 3.722**

Applicability, **MCR 3.701**

Definitions, **MCR 3.715**

Dismissals, **MCR 3.717**

Extension of order, **MCR 3.720**

Extreme risk protection

Commencement, **MCR 3.716**

Issue, **MCR 3.718**

Extreme risk protection order

Contempt proceedings, **MCR 3.721**

Forms, **MCR 3.701**

Modifications, **MCR 3.720**

Orders, **MCR 3.719**

Termination, **MCR 3.720**

**PERSONAL RECOGNIZANCE**

Pretrial release, **MCR 6.106(C)**

**PLACE OR LOCATION**

Arraignment on indictment or information, **§ 6113.3**

Arraignment on warrant or complaint, **MCR 6.104(B); § 6104.3**

Confinement of juvenile prior to trial or judgment, **MCR 6.909(B); § 6909.2**

**PLEA WAIVER DOCTRINE**

Pleas, **§ 6301.10**

**PLEAS**

Generally, **MCR 6.301**

Acceptance of sentence, withdrawal prior to, **MCR 6.310(A); § 6310.1**

Appeal of plea-based convictions, **§ 6301.11**

Authority of court to reject plea, **§ 6301.9**

Available pleas, **MCR 6.301(A)**

Challenging plea after sentence

Conditional pleas, **§ 6310.11**

## INDEX

### PLEAS—Cont'd

- Challenging plea after sentence—Cont'd
  - Discretionary allowance of plea withdrawal, § **6310.12**
  - Insufficient factual basis for plea, § **6310.10**
  - Mandatory allowance of plea withdrawal, § **6310.9**
  - Preservation of error, § **6310.13**
- Conditional pleas, § **6301.7, 6310.11**
- Consent of court or prosecutor, pleas requiring, **MCR 6.301(B); MCR 6.301(C); § 6301.3**
- Constitutional issues, § **6312.3**
- Court, pleas requiring consent of, **MCR 6.301(B); MCR 6.301(C)**
- Disability of judge after plea, § **6440.5**
- Discretionary allowance of plea withdrawal, § **6310.4, 6310.12**
- Factual basis for plea, insufficient, § **6310.10**
- Guilty and nolo contendere, pleas of, this index
- Guilty but mentally ill, plea of, this index
- Insane or incompetent persons, this index
- Jurisdiction, **MCR 6.008**
- Lesser offenses, plea to, **MCR 6.301(D); § 6301.8**
- Mandatory allowance of plea withdrawal, § **6310.3, 6310.9**
- Mentally ill plea of guilty or nolo contendere but, § **6301.5**
- Mute, decision to stand, § **6301.2**
- New charges, institution of, § **6312.2**
- Nolo contendere plea, § **6301.4**
- Nolo contendere plea. Guilty and nolo contendere, pleas of, this index
- Not guilty by reason of insanity, plea of, this index
- Not guilty plea, § **6301.1**
- Plea waiver doctrine, § **6301.10**
- Preservation of error, § **6310.13**
- Prosecutor
  - Plea withdrawal by, § **6310.5**
  - Pleas requiring consent of, **MCR 6.301(C)**
- Refusal to plead, § **6301.2**
- Reinstatement of charges, § **6312.1**
- Rejection of plea, § **6301.9**
- Rejection of sentence bargain or evaluation by court, § **6310.6**
- Sentencing
  - Withdrawal after sentencing, § **6310.9**
  - Withdrawal prior to, **MCR 6.310(B); § 6310.2**
- Setting aside plea. Withdrawal or vacation of plea, below
- Sua sponte power to set aside plea, § **6310.7**
- Vacation. Withdrawal or vacation of plea, below
- Withdrawal or vacation of plea
  - Generally, **MCR 6.310**
  - Acceptance of sentence, withdrawal prior to, **MCR 6.310(A); § 6310.1**
  - Conditional pleas, § **6310.11**
  - Constitutional issues, § **6312.3**
  - Discretionary allowance of plea withdrawal, § **6310.4, 6310.12**
  - Effect of withdrawal or vacation
    - Generally, **MCR 6.312**
    - Constitutional issues, § **6312.3**
    - New charges, institution of, § **6312.2**

**PLEAS—Cont'd**

- Withdrawal or vacation of plea—Cont'd
  - Effect of withdrawal or vacation—Cont'd
    - Reinstatement of charges, § 6312.1
  - Factual basis for plea, insufficient, § 6310.10
  - Insufficient factual basis for plea, § 6310.10
  - Mandatory allowance of plea withdrawal, § 6310.3, 6310.9
  - New charges, institution of, § 6312.2
  - Preservation of error, § 6310.13
  - Prosecutor, plea withdrawal by, § 6310.5
  - Reinstatement of charges, § 6312.1
  - Rejection of sentence bargain or evaluation by court, § 6310.6
- Sentencing
  - Withdrawal after sentencing, § 6310.8
  - Withdrawal prior to, MCR 6.310(B); § 6310.2
- Sua sponte power to set aside plea, § 6310.7
- Vacation of plea before sentence, MCR 6.310(C)

**POLL OF JURY**

- Verdict, MCR 6.420(C); § 6420.7

**POST APPEAL RELIEF**

- Generally, MCR 6.501
- Actual prejudice, § 6508.6-§ 6508.9
- Amendment of motion for relief from judgment, MCR 6.502(F)
- Appeal from decision on motion for relief from judgment
  - Generally, MCR 6.509
  - Appointment of counsel, MCR 6.509(B); § 6509.4
  - Availability, MCR 6.509(A)
  - Procedure for appeal, § 6509.1
  - Prosecution response, § 6509.5
  - Standard of review, § 6509.3
  - Time for taking, § 6509.2
- Appointment of counsel
  - Appeal, MCR 6.509(B); § 6509.4
  - Assistance of counsel, MCR 6.505(A); § 6505.1-6505.3
- Assignment of motion to judge, MCR 6.504
- Assistance of counsel
  - Generally, MCR 6.505
  - Appointment of counsel, MCR 6.505(A); § 6505.1-6505.3
  - Discretionary appointment of counsel, § 6505.1
  - Mandatory appointment of counsel, § 6505.2
  - Opportunity to supplement motion, MCR 6.505(B); § 6505.3
  - Preliminary consideration of motion, § 6504.2
- Attachments to motion for relief from judgment, MCR 6.502(E)
- Authentication of record, MCR 6.507(C)
- Barring of relief, § 6508.3
- Burden of proof, § 6508.2
- Copies of motion, MCR 6.503
- Decision on motion, MCR 6.508(B); § 6504.4
- Discretionary appointment of counsel, § 6505.1
- Entitlement to relief, MCR 6.508(D); § 6508.4, 6508.5, 6508.10



## INDEX

### **POST APPEAL RELIEF—Cont'd**

Evidence, new, § **6508.11**

Evidentiary hearing, **MCR 6.508(C)**

Expansion of record

Generally, **MCR 6.507**

Ability to contest accuracy of submissions, § **6507.2**

Authentication, **MCR 6.507(C)**

Extent of allowable expansion, § **6507.1**

Order to expand record, **MCR 6.507(A)**

Submission to opposing party, **MCR 6.507(B)**

Filing and service of motion

Generally, **MCR 6.503**

Copies, **MCR 6.503**

Manner of filing, § **6503.1**

Response by prosecutor, **MCR 6.506(B)**; § **6503.3**, **6506.2**

Service of motion, § **6503.2**, **6506.2**

Form of motion for relief from judgment, **MCR 6.502(C)**; § **6502.2**

Invalid sentence, § **6508.9**

Involuntary plea, § **6508.7**

Judgments subject to review, § **6501.1**

Jurisdictional defects, § **6508.10**

Limitations on motion for relief from judgment, **MCR 6.502(B)**

Mandatory appointment of counsel, § **6505.2**

Motion for relief from judgment

Generally, **MCR 6.502**

Amendment of motion, **MCR 6.502(F)**

Attachments to motion, **MCR 6.502(E)**

Filing and service of motion, above

Form of motion, **MCR 6.502(C)**; § **6502.2**

Limitations on motion, **MCR 6.502(B)**

Nature of motion, **MCR 6.502(A)**; § **6502.1**

Preliminary consideration of motion, below

Procedure, below

Response by prosecutor, below

Return of insufficient motion, **MCR 6.502(D)**

Service. Filing and service of motion, above

Successive motions, **MCR 6.502(G)**; § **6502.4**

Supplementation of motion, **MCR 6.502(F)**

Time for filing motion, § **6502.3**

Opportunity to supplement motion, **MCR 6.505(B)**; § **6505.3**

Order to expand record, **MCR 6.507(A)**

Preliminary consideration of motion

Generally, **MCR 6.504**

Conduct of, § **6504.1**

Decision on motion, § **6504.4**

Reconsideration, § **6504.5**

Response to motion, § **6504.3**

Right to counsel, § **6504.2**

Procedure

Generally, **MCR 6.508**; § **6508.1**

Actual prejudice, § **6508.5**-§ **6508.9**

**POST APPEAL RELIEF—Cont'd**

Procedure—Cont'd

Barring of relief, § **6508.3**

Burden of proof, § **6508.2**

Decision without evidentiary hearing, **MCR 6.508(B)**

Entitlement to relief, **MCR 6.508(D)**; § **6508.4, 6508.5, 6508.10**

Error offensiv to sound judicial process, § **6508.8**

Evidentiary hearing, **MCR 6.508(C)**

Good cause, entitlement to relief, § **6508.4**

Invalid sentence, § **6508.9**

Involuntary plea, § **6508.7**

Jurisdictional defects, § **6508.10**

Reasonable likelihood of acquittal, § **6508.6**

Ruling, **MCR 6.508(E)**

Prosecutor. Response by prosecutor, below

Reasonable likelihood of acquittal, § **6508.6**

Reconsideration of motion, § **6504.5**

Response by prosecutor

Appeal, § **6509.5**

Contents, **MCR 6.506(A)**; § **6506.3**

Filing, **MCR 6.506(B)**; § **6503.3, 6506.2**

Obligation to answer, § **6506.1**

Preliminary consideration of motion, § **6504.3**

Service of motion, **MCR 6.506(B)**; § **6503.3**

Retroactivity, § **6501.2**

Return of insufficient motion, **MCR 6.502(D)**

Right to counsel. Assistance of counsel, above

Ruling, generally, **MCR 6.508(E)**

Scope of chapter, **MCR 6.501**

Service of motion. Filing and service of motion, above

Standard of review, § **6509.3**

Successive motions, **MCR 6.502(G)**; § **6502.4**

Supplementation of motion, **MCR 6.502(F)**

Time or date

Appeal, time for taking, § **6509.2**

Motion for relief from judgment, § **6502.3**

**POST-CONVICTION PROCEEDINGS, DOCUMENTS FOR**

Generally, **MCR 6.433**

Leave, appeals by, **MCR 6.433(B)**; § **6433.2**

Other post-conviction proceedings, **MCR 6.433(C)**; § **6433.3**

Right, appeals by, **MCR 6.433(A)**; § **6433.1**

**POST-JUDGMENT PROCEDURE**

Juveniles charged with life offenses, **MCR 6.931(F)**; § **6931.8**

**POSTPONEMENT**

Adjournment or Postponement, this index

**PRE-HEARING REVIEW**

Juveniles charged with life offenses, § **6931.4**

## INDEX

### **PRELIMINARY APPEARANCE**

Arraignment on warrant or complaint, **MCR 6.104(C); § 6104.3**

### **PRELIMINARY EXAMINATION**

Generally, **MCR 6.110**

Appellate review, **§ 6110.9**

Arraignment on indictment or information, **MCR 6.113(D)**

Assistance of counsel, right to, **§ 6110.4**

Burden and standard of proof, **§ 6110.6**

Conduct of, **MCR 6.110(C); § 6110.5**

Corpus delicto rule, **§ 6110.5**

Discharge of defendant, **MCR 6.110(F); § 6110.7**

Dismissal motion, **MCR 6.110(H)**

Evidentiary rules, generally, **§ 6110.5**

Exclusionary rules, **MCR 6.110(D); § 6110.5**

Probable cause, **MCR 6.110(E)**

Remand, **§ 6110.12**

Result of, **§ 6110.7**

Return examination, **§ 6110.11**

Return of examination, **MCR 6.110(G)**

Right to, **MCR 6.110(A); § 6110.1**

Scheduling the arraignment, **MCR 6.110(I)**

Subsequent preliminary examination, **§ 6110.8**

Time of, **MCR 6.110(B); § 6110.3**

Waiver of, **§ 6110.2**

Weight and sufficiency of evidence, **§ 6110.6**

### **PRELIMINARY MATTERS**

Post Appeal relief, this index

### **PRELIMINARY OR PRETRIAL MATTERS**

Custody or release, **§ 6106.2**

### **PRELIMINARY PROCEEDINGS**

Generally, **MCR 6.101-MCR 6.125**

### **PRELIMINARY SENTENCE EVALUATIONS**

Guilty and nolo contendere, pleas of, **§ 6302.10**

### **PRESENTENCE REPORT**

District court, criminal procedure in, **§ 6610.13**

Juveniles charged with life offenses, **§ 6931.4**

Sentencing, **MCR 6.425(A)-MCR 6.425(C); § 6425.1-6425.4**

### **PRESERVATION OF ERRORS AND ISSUES**

Pleas, **§ 6310.13**

Sentencing, **MCR 6.429(C); § 6429.5**

### **PRESUMPTIONS**

Civil cases, **MRE 301**

Criminal cases, **MRE 302**

### **PRETRIAL CONFERENCE AND PROCEDURE**

District court, criminal procedure in, **MCR 6.610(B); § 6610.6**

**PRETRIAL RELEASE**

Generally, **MCR 6.106**  
Absconding on bond, § **6106.7**  
Appeals, **MCR 6.106(H)**  
Arraignment on indictment or information, § **6113.1**  
Bond or undertaking, § **6106.5-§ 6106.7**  
Conditional release, **MCR 6.106(D)**  
Constitutional law, **MCR 6.106(B)**  
Custody hearing, **MCR 6.106(G)**  
Decision, **MCR 6.106(F)**  
Forfeiture of bond, § **6106.6**  
Interim bond, § **6106.5**  
Modification of release decision, **MCR 6.106(H); § 6106.4**  
Money bail, **MCR 6.106(E)**  
Personal recognizance, **MCR 6.106(C)**  
Review of release ruling, § **6106.4**  
Subrule (C), (D) or (E) release under, § **6106.3**  
Termination of release order, **MCR 6.106(I); § 6106.8**

**PRIORITIES AND PREFERENCES**

Scheduling criminal cases, **MCR 6.004; § 6004.10**

**PRIVILEGES**

In general, **MRE 501**

**PRO SE**

Assistance of counsel, right to, § **6005.11**  
Waiver, right to assistance of counsel, § **6005.11**

**PROBABLE CAUSE**

Arrest on warrant, **MCR 6.102; § 6102.2**  
Preliminary examination, **MCR 6.110(E)**

**PROBABLE CAUSE CONFERENCE**

Generally, **MCR 6.108**  
Consolidation, **MCR 6.108(E)**  
Dates, § **6108.1**  
District court judge, **MCR 6.108(D)**  
District court magistrate, **MCR 6.108(B)**  
Matters at conference, § **6108.2**  
Pretrial matters, **MCR 6.108(C)**  
Right to probable cause conference, **MCR 6.108(A)**

**PROBATION**

Juveniles charged with life offenses, this index  
Revocation. Probation revocation, this index

**PROBATION REVOCATION**

Generally, **MCR 6.445**  
Appellate review, **MCR 6.445(H); § 6445.9**  
Arraignment on charge, **MCR 6.445(B); § 6445.3**  
Assistance of counsel, right to, **MCR 6.445(D); § 6445.5**  
Guilty pleas, **MCR 6.445(F); § 6445.7**  
Hearing on violation, **MCR 6.445(E); § 6445.6**

## INDEX

### **PROBATION REVOCATION—Cont'd**

- Instituting the proceeding, § 6445.1
- Postponement of hearing, MCR 6.445(C); § 6445.4
- Scheduling of hearing, MCR 6.445(C); § 6445.4
- Sentencing, MCR 6.445(G); § 6445.8
- Summons, MCR 6.445(A); § 6445.2
- Warrant, MCR 6.445(A); § 6445.2

### **PROCESS AND SERVICE OF PROCESS AND PAPERS**

- Summons instead of arrest warrant, MCR 6.103; § 6103.3

### **PROGRESS REVIEW**

- Juveniles charged with life offenses, this index

### **PROSECUTION PEREMPTORY CHALLENGES**

- Jury and jury trial, § 6412.8

### **PROSECUTOR**

- Bench trials, consent of prosecutor, § 6401.3
- Complaint, MCR 6.101
- Discovery, MCR 6.201(B); § 6201.4
- Pleas, this index
- Post Appeal Relief, this index

### **PROTECTIVE ORDERS**

- Discovery, MCR 6.201(E); § 6201.5

### **PSYCHIATRIC EXAMINATION**

- Guilty but mentally ill, plea of, § 6303.3
- Not guilty by reason of insanity, plea of, § 6304.5

### **PURPOSE AND CONSTRUCTION**

- Generally, MCR 6.002

### **RACKETEERING**

- Definitions, 750.159g

### **RECOMMENDATIONS FOR SENTENCE**

- Guilty and nolo contendere, pleas of, § 6302.9

### **RECONSIDERATION**

- Post appeal relief, § 6504.5

### **RECORDS AND RECORDING**

- Arraignment on warrant or complaint, MCR 6.104(F)
- Correction of, MCR 6.435(C); MCR 6.435(D); § 6435.3
- District court, criminal procedure in, MCR 6.610(C); § 6610.14
- Jury and jury trial, MCR 6.402(B); § 6402.2

### **REDETERMINATION OF INCOMPETENCE**

- Mental competency hearing, § 6125.9

### **REFUSAL OR DENIAL**

- Pleas, § 6301.2

### **REIMBURSEMENT**

- Appointed counsel, costs, § 6005.13
- Assistance of counsel, right to, § 6005. 6

**REINSTATEMENT**

Alternate juror, § 6411.4  
Mental competency hearing, § 6125.15  
Pleas, § 6312.1

**RELEASE OR DISCHARGE**

Interim bail, release on, § 6102.5  
Juveniles charged with life offenses, this index  
Personal recognizance, release on, MCR 6.004(C); § 6004.11  
Preliminary examination, MCR 6.110(F); § 6110.7  
Preliminary or pretrial matters, custody or release, § 6106.2  
Pretrial Release, this index  
Speedy trial, release on personal recognizance right, § 6004.11

**RELEVANCY AND LIMITATION**

Character, MRE 405  
Character evidence, MRE 404  
    Acts, MRE 404  
    Other crimes, MRE 404  
    Wrongs, MRE 404  
Compromise negotiations, MRE 408  
Compromise offers, MRE 408  
Exclusion basis  
    Confusion, MRE 403  
    Other reasons, MRE 403  
    Prejudice, MRE 403  
    Waste of time, MRE 403  
General admissibility, MRE 402  
Habit, MRE 406  
Liability insurance, MRE 411  
Medical expenses, payment, MRE 409  
Payment offers  
    Medical expenses, MRE 409  
Plea discussions, MRE 410  
Pleas, MRE 410  
Practice, MRE 406  
Related statements, MRE 410  
Relevant evidence, test, MRE 401  
Remedial measures, MRE 407  
Routine, MRE 406

**REMAND**

Preliminary examination, § 6110.12

**REPORTS**

Certification of analyst of laboratory sample, MCR 6.202(D)  
Disclosure of forensic laboratory reports, MCR 6.202(B)  
Juveniles charged with life offenses, this index  
Laboratory, MCR 6.202  
Mental competency hearing, § 6125.6  
Not guilty by reason of insanity, plea of, MCR 6.304(D); § 6304.7  
Notice and demand, laboratory reports, MCR 6.202(C)

## INDEX

### RESPONSE BY PROSECUTOR

Post Appeal relief, this index

### RESTRAINTS

Barred, § 6009.1

Use, § 6009.1

### RETROACTIVITY

Post appeal relief, § 6501.2

### RETURNS

Arrest on warrant, MCR 6.102; § 6102.6

Post appeal relief, MCR 6.502(D)

Preliminary examination, return of, MCR 6.110(G)

Summons instead of arrest warrant, MCR 6.103; § 6103.3

Verdict, MCR 6.420(A); § 6420.6

### REVERSAL

Assistance of counsel, right to, § 6005. 7

Information or indictment, § 6112.6

### REVIEW

Appellate review, this index

### REVOCATION

Probation revocation, this index

### RULE NUMBERS AND COMMENTARY

Generally, Ch. 1

### RULE OF EVIDENCE, MRE 106

Definitions, MRE 101

Inadmissible evidence, MRE 105

Restrictions, MRE 105

Preliminary questions, MRE 104

Purpose, MRE 102

Related writings or recordings, MRE 106

Scope, MRE 101

### RULES OF CIVIL PROCEDURE

Criminal law, § 6001.6, 6001.7

### RULES OF CRIMINAL PROCEDURE

Superseded, § 6001.11

### SCHEDULES AND SCHEDULING

Preliminary examination, MCR 6.110(I)

Probation revocation hearing, MCR 6.445(C); § 6445.4

### SCOPE OF RULES

Generally, MCR 6.001

### SECURITY

Complaint, MCR 6.101

### SELECTION OF JURY

Jury and jury trial, this index

## **SELF-REPRESENTATION**

Assistance of counsel, right to, § **6005.8**

## **SENTENCING**

Generally, **MCR 6.425**

Administration of justice, interference, § **777.49.4**

Advice concerning right to appeal, **MCR 6.425(E)**; § **6425.16**

Aggravated controlled substance offenses, **MCLA 777.45**

Aggravated physical abuse, **MCLA 777.37**

Aggravated use of weapon, **MCLA 777.31**

Allocution, right of, § **6425.10**

Appellate counsel, **MCR 6.425**

Appellate review

Advice concerning, **MCR 6.425(E)**; § **6425.16**

Attorney responsibilities in connection with, § **6425.18**

Judicial responsibilities in connection with, § **6425.17**

Appointment, **MCR 6.425**

Appellate counsel, **MCR 6.425**

Appointment of counsel, **MCR 6.425(E)**; **MCR 6.425(F)**; **MCR 6.425(G)**

Articulation requirements, § **6425.12**

Asportation to place of greater danger, § **777.38.1**

Assistance of counsel, right to, § **6425.9**

Attempted offenses, **MCLA 777.19**

Attorney responsibilities in connection with appellate review, § **6425.18**

Authority to modify sentence, **MCR 6.429(A)**; § **6429.1**

Captivity, § **777.38.2**

Challenges to presentence information, resolution of, § **6425.13**

Challenges to presentence restitution, resolution of, § **6425.13**

Conduct not resulting in conviction, § **777.43.2**

Conduct of defendant, multiple offender cases, § **777.37.3**

Confidentiality of presentence report, § **6425.4**

Contemporaneous felonious criminal acts, **MCLA 777.42**

Continuing pattern of criminal behavior, **MCLA 777.43**

Correction and appeal of sentence

Generally, **MCR 6.429**

Authority to modify sentence, **MCR 6.429(A)**; § **6429.1**

Objections to judgment, § **6429.4**

Preservation of issues, **MCR 6.429(C)**; § **6429.5**

Procedure for correction or modification, § **6429.2**

Time for filing motion, **MCR 6.429(B)**; § **6429.3**

Correction of presentence report, § **6425.15**

Court fines and collections, **769.1k**

Credit for time served, § **6425.11**

Crime group, restrictions based on, § **777.43.5**

Criminal sexual penetration, **MCLA 777.41**

Definitions, **MCLA 777.1**

Degree of negligence exhibited, **MCLA 777.47**

Delay in sentencing, § **6425.6**

Disclosure of presentence report, **MCR 6.425(B)**; **MCR 6.425(C)**; § **6425.2**, **6425.3**

Dismissals, § **777.50.4**

District court, criminal procedure in, **MCR 6.610(F)**; § **6610.13**



## INDEX

### SENTENCING—Cont'd

- Diversionary statutes, § 777.50.5
- Domestic assault probation program, 769.4a
- Domestic relationship, § 777.40.4
- Double-counting, restrictions based on, § 777.43.6
- Emergency services, interfering with, § 777.49.3
- Enhanced sentence sought, notice in information or indictment, § 6112.2
- Exploitation, § 777.40.2
- Exploitation of vulnerable victim, MCLA 777.40
- Expunged convictions and adjudications, § 777.50.2
- 5-year period, continuing pattern of criminal behavior, § 777.43.1
- Guidelines, Ch. 9; Ch. 10; § 6425.5
- Habitual offender sentence enhancement, § 777.21.1
- Harmful substances, § 777.31.1, 777.32.1
- High court misdemeanors, prior convictions, § 777.52.3
- Holmes Youthful Trainee Assignments, § 777.50.3
- Homicide cases, scoring in, § 777.33.2
- Imposition of sentence, MCR 6.425(D)
- Information or indictment, notice that enhanced sentence sought, § 6112.2
- Injury, constitution of, § 777.33.3
- Intent to kill or injure another, MCLA 777.36
- Interference with administration of justice or rendering emergency services, MCLA 777.49; § 777.49.2
- Judicial responsibilities in connection with appellate review, MCR 6.425(F); § 6425.17
- Jurisdiction, MCR 6.008
- Juvenile conduct, § 777.43.4
- Juvenile justice procedures, 769.1
- Juveniles charged with life offenses, this index
- Lethal potential of weapon possessed or used, MCLA 777.32
- Minimum sentence range for offense, determination of, MCLA 777.21
- Multiple conviction counts, § 777.21.4
- Multiple convictions from same transaction, § 777.43.3
- Multiple offender cases, § 777.31.4, 777.32.2, 777.33.4
- Multiple offender cases, conduct of defendant, § 777.37.3
- Number of victims, MCLA 777.39; § 777.31.3
- Objections to judgment, § 6429.4
- Offender's role, MCLA 777.44
- Offense categories, MCLA 777.5
- Offense descriptions, construction of, MCLA 777.6
- Operator ability affected by alcohol or drugs, MCLA 777.48
- Order of scoring, § 777.43.7
- Other jurisdictions, prior convictions, § 777.51.3, 777.52.4
- Physical injury to victim, MCLA 777.33
- Pleas, MCR 6.310(B); § 6310.2
- Predatory conduct, § 777.40.1
- Presence of defendant, § 6425.8
- Presentence report, MCR 6.425(A)-MCR 6.425(C); § 6425.1-6425.4
- Preservation of issues, MCR 6.429(C); § 6429.5
- Presiding judge, § 6425.7
- Prior record
  - Generally, MCLA 777.50 et seq.
  - Concurrent felony convictions, use of, § 777.57.2

**SENTENCING—Cont'd**

Prior record—Cont'd

Constitutes felony convictions, what, § 777.57.3

Date of entry of prior conviction or adjudication, § 777.55.3

Enhancement, limitations if conviction is used for, § 777.55.2

Felony convictions

High severity, MCLA 777.51; § 777.51.1- 777.51.3

Low severity, MCLA 777.52; § 777.52.1- 777.52.4

Juvenile adjudications

High severity, MCLA 777.53

Low severity, MCLA 777.54

Limitations based on type of conviction or adjudication, § 777.55.1

Misdemeanors, MCLA 777.55

Other jurisdictions, § 777.51.3, 777.52.4

Relationship to criminal justice system, MCLA 777.56

Scoring, restrictions on, § 777.57.1

Subsequent or concurrent felony convictions, MCLA 777.57

Probation revocation, MCR 6.445(G); § 6445.8

Professional treatment of psychological injury, necessity, § 777.34.2

Property obtained, damaged, lost or destroyed, MCLA 777.46

Psychological injury to member of victim's family, MCLA 777.35

Psychological injury to victim, MCLA 777.34

Psychological or emotional abuse, § 777.37.2

Restitution, resolution of, § 6425.13

Scoring of offense variables, MCLA 777.22; § 777.42.1- 777.42.3

Serious psychological injury, § 777.34.1

Special offenses, § 777.21.3

Standard of proof, § 777.31.5, 777.32.3, 777.33.5

Subsequent controlled substance offenses, § 777.21.2

Sufficiency of evidence, § 777.37.1

10-year game rule, § 777.50.1

Terrorism, MCLA 777.49a

Threat to security of penal institution or court, MCLA 777.49; § 777.49.1

Time for filing motion for correction and appeal of sentence, MCR 6.429(B); § 6429.3

Variables, MCLA 777.5 et seq.

Victim

After sentencing offense, § 777.39.2

Asportation or captivity, MCLA 777.38

Before sentencing offense, § 777.39.2

Defined, § 777.33.1

Domestic relationship, § 777.40.4

Offenses other than sentencing offense, § 777.39.1

Physical injury, § 777.39.3

Property loss, § 777.39.4

Vulnerable, § 777.40.3

Weapons, § 777.31.2

**SEPARATE VERDICTS**

Verdict, § 6420.3

**SERVICE OF PROCESS AND PAPERS**

Post Appeal Relief, this index

## INDEX

### SETTING ASIDE CONVICTIONS

Definitions, **780.621**

Eligibility, **780.621**

### SEVERAL DEFENDANTS

Verdict, **MCR 6.420(B)**

### SEVERANCE

Joinder and severance - multiple defendants, this index

Joinder and severance - single defendant, this index

### SEVERANCE OF ACTION

Joinder and severance - multiple defendants, § **6121.4**

### SEX OFFENDER REGISTRATION STATUTES

Generally, **Ch. 14**

### SIGNATURE

Complaint, **MCR 6.101**

### SOCIAL REPORT

Juveniles charged with life offenses, **MCR 6.903(L)**

### SPECIAL VERDICTS

Verdict, § **6420.1**

### SPEEDY TRIAL

Generally, **MCR 6.004**

Constitutional right to, § **6004.1**

Dismissal, § **6004.2, 6004.9**

Due process limitations, § **6004.5**

Four part balancing test, § **6004.3**

Guilty plea as waiver, § **6004.12**

Incompetent to stand trial, dismissal for, § **6004.9**

Juveniles charged with life offenses, **MCR 6.909(C); § 6909.3**

One hundred and eighty day rule, § **6004.12**

Periods of delay in felony and misdemeanor cases, **MCR 6.004(C); § 6004.12**

Prearrest or precharge delay, due process limitations, § **6004.5**

Priorities in scheduling criminal cases, **MCR 6.004; § 6004.10**

Release on personal recognizance, **MCR 6.004(C); § 6004.11**

Right to, generally, **MCR 6.004**

“Speedy resolution of all matters,” § **6004.7**

Statute of limitations, § **6004.6**

Untried charges against state prisoner, **MCR 6.004(D); § 6004.12**

Victim’s right to timely disposition, § **6004.8**

Waiver of constitutional right to, § **6004.4**

### STANDBY COUNSEL

Assistance of counsel, right to, § **6005.10**

### STATE PRISONERS

Speedy trial, 180 Day Rule, § **6004.12**

### STATE WARDSHIP

Juveniles charged with life offenses, **MCR 6.903(M)**

**STATUTE OF LIMITATIONS**

Speedy trial, § **6004.6**

**STATUTES**

Criminal law, statutes not superseded, § **6001.10**

**STIPULATIONS**

Jury and jury trial, reducing jury size by stipulation, § **6410.2**

**STRIKING ALLEGATIONS**

Information or indictment, § **6112.5**

**SUBSTANTIVE MISTAKES**

Correction of, MCR **6.435(B)**; § **6435.2**

**SUBSTITUTION OF JUDGE**

Disability of judge, § **6440.2**-§ **6440.5**

**SUCCESSIVE MOTIONS**

Post appeal relief, MCR **6.502(G)**; § **6502.4**

**SUMMONS**

Arrest warrant. Summons instead of arrest warrant, this index

Probation revocation, MCR **6.445(A)**; § **6445.2**

**SUMMONS INSTEAD OF ARREST WARRANT**

Generally, MCR **6.103**

Contents of, § **6103.1**

Discretion to issue, § **6103.2**

Form, MCR **6.103**

Issuance, MCR **6.103**

Return, MCR **6.103**; § **6103.3**

Service, MCR **6.103**; § **6103.3**

**SUPERSEDED RULES AND STATUTES**

Generally, MCR **6.001**

Precedence of rules and statutes, § **6001.8**

Rules of Criminal Procedure superseded by rules in this chapter, § **6001.11**

Statutes not superseded, § **6001.10**

Statutes superseded, § **6001.9**

**SUPPLEMENTATION OF MOTION**

Post appeal relief, MCR **6.502(F)**

**SUPPRESSION OF EVIDENCE**

Discovery, § **6201.8**

**SUPREME COURT**

Appeal application, MCR **7.305**

**SUPREME COURT ADMINISTRATIVE ORDERS**

Generally, Ch. **4**

**TELEGRAPH**

Malicious use, **750.540e**

Penalties, **750.540e**

## INDEX

### TELEPHONES

Malicious use, **750.540e**

Penalties, **750.540e**

### TEMPORARY DETENTION PENDING ARRAIGNMENT

Juveniles charged with life offenses, **MCR 6.907(B)**

### TERMINATION

Pretrial release order, **MCR 6.106(I)**

### TESTIMONY

Mental competency hearing, **MCR 6.125(F)**

### TIME

Arraignment on indictment or information, **MCR 6.113(A); § 6113.3**

Directed verdict of acquittal, motion for, **§ 6419.3**

Discovery, **MCR 6.201(F); § 6201.2**

Information or indictment, **MCR 6.112(C); § 6112.2**

Jury and jury trial, **MCR 6.402(A); § 6402.1**

Juveniles charged with life offenses, this index

Mental Competency Hearing, this index

New trial, **MCR 6.431(A); § 6431.1**

Post Appeal Relief, this index

Preliminary examination, **MCR 6.110(B); § 6110.3**

Presentation of evidence, time limitations, **§ 6416.3**

Sentencing, **MCR 6.429(B); § 6429.3**

### TRAFFIC CASES

District Courts, this index

### TRANSCRIPTS

Preliminary examination, **MCR 6.113(D); § 6113.1**

### TRIAL

Generally, **MCR 6.401**

Convictions reinstatement, **MCR 6.451; MCR 6.451**

Reinstatement, **MCR 6.451**

### TRIALS

Bench Trials, this index

Court, trial by. Bench Trials, this index

Evidence, this index

Identity disclosure, **768.21d**

Jury and Jury Trial, this index

### UNANIMOUS VERDICTS

Verdict, this index

### VACATION OR SETTING ASIDE

Pleas, this index

### VEHICLE CODE

Selected provisions, generally, **Ch. 13**

### VERDICT

Generally, **MCR 6.420**

Correction of verdict, **§ 6420.6**

**VERDICT—Cont'd**

- Court of Appeals cases, unanimous verdicts, § 6410.5, 6410.6
- Directed verdict of acquittal, motion for, this index
- Disability of judge after, MCR 6.440(C); § 6440.4
- District court, criminal procedure in, § 6610.11
- Further deliberations, § 6420.8
- Guilty but mentally ill, § 6420.2
- Impeachment of verdict by jurors, § 6420.10
- Inconsistent verdicts, § 6420.4
- Insanity defense, § 6420.1, 6420.2
- Instructions regarding agreement and disagreement, § 6420.8
- Jurisdiction, MCR 6.008
- Leniency, jury recommendation of, § 6420.5
- Mistrial, § 6420.9
- Ordering further deliberations, § 6420.8
- Poll of jury, MCR 6.420(C); § 6420.7
- Return of verdict, MCR 6.420(A); § 6420.6
- Separate verdicts, § 6420.3
- Several defendants, MCR 6.420(B)
- Special verdicts, § 6420.1
- Unanimous verdicts
  - Generally, MCR 6.410(B); § 6410.3
  - Court of Appeals cases, § 6410.5
  - Michigan Supreme Court cases on unanimity, § 6410.4

**VICTIM**

- Domestic relationship, § 777.40.4

**VICTIMS**

- After sentencing offense, § 777.39.2
- Before sentencing offense, § 777.39.2
- Danger of physical injury, sentencing, § 777.39.3
- Definition for sentencing purposes, § 777.33.1
- Exploitation, § 777.40.2
- Number of and sentencing guidelines, § 777.31.3
- Offenses other than sentencing offense, § 777.39.1
- Property loss, sentencing, § 777.39.4
- Speedy trial, § 6004.8
- Vulnerable victim and sentencing, § 777.40.3

**VIDEO AND AUDIO PROCEEDINGS**

- Generally, MCR 6.006

**VIOLATION**

- Discovery, MCR 6.201(J); § 6201.8

**VOIR DIRE**

- Jury and jury trial, MCR 6.412(C); § 6412.3-6412.5

**VOLUNTARINESS**

- Waiver of jury trial, § 6402.4, 6402.5

**WAIVER**

- Assistance of counsel, right to, MCR 6.005(D); § 6005.9

## INDEX

### **WAIVER—Cont'd**

- Bench trials, this index
- Guilty and nolo contendere, pleas of, this index
- Information or Indictment, this index
- Jury and jury trial, this index
- Juveniles charged with life offenses, this index
- Plea waiver doctrine, § **6301.10**
- Preliminary examination, § **6110.2**
- Speedy trial, waiver of constitutional right to, § **6004.4**

### **WARRANT**

- Arraignment on warrant or complaint, this index
- Arrest on warrant, this index
- Juveniles charged with life offenses, this index
- Probation revocation, **MCR 6.445(A)**; § **6445.2**
- Summons instead of arrest warrant, this index

### **WEAPONS**

- Sentencing guidelines, § **777.31.2**

### **WEIGHT AND SUFFICIENCY OF EVIDENCE**

- New trial, § **6431.6**, **6431.7**
- Preliminary examination, § **6110.6**

### **WITHDRAWAL**

- Pleas, this index
- Waiver of jury trial, § **6402.5**

### **WITNESSES**

- Affirmation to testify, **MRE 603**
- Competent witness
  - Judge, **MRE 605**
  - Juror, **MRE 606**
- Court-initiated witness examination, **MRE 614**
- Criminal conviction
  - Impeachment by evidence, **MRE 609**
- Examination
  - Mode, **MRE 611**
  - Order, **MRE 611**
- Excluding witnesses, **MRE 615**
- Impeachment, **MRE 607**
- Impeachment by evidence
  - Criminal conviction, **MRE 609**
- Information or indictment, witness list, § **6112.4**
- Interpreter, **MRE 604**
- Oath, **MRE 603**
- Personal knowledge, **MRE 602**
- Presentation evidence
  - Mode, **MRE 611**
  - Order, **MRE 611**
- Prior statement, **MRE 613**
- Religious beliefs, **MRE 610**
- Religious opinions, **MRE 610**

**WITNESSES—Cont'd**

Witness character, **MRE 608**

Witness competency, **MRE 601**

Witness memory aids, **MRE 612**