

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

JOSEPH DELVERT FREEMAN,

Defendant-Appellant.

UNPUBLISHED

May 24, 1996

Nos. 181116; 181135

LC Nos. 94-000619-FH;

94-000620-FH

Before: Kavanagh, T.G.,* P.J., and R.B. Burns** and G.S. Allen,** JJ.

MEMORANDUM.

Pursuant to an agreement, defendant pleaded guilty to two counts of first-degree retail fraud, MCL 750.356c; MSA 28.588(3), and habitual offender, third offense, MCL 769.11; MSA 28.1083. He was sentenced to concurrent terms of twenty-eight to forty-eight months' imprisonment, and now appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

Defendant has not properly preserved his claim that his plea was not knowingly and understandingly proffered. MCR 6.311(C). Further, the plea-taking transcript shows that the trial court sufficiently complied with MCR 6.302. *People v Cuellar*, 144 Mich App 187, 188-189; 374 NW2d 925 (1985); *People v Voss*, 133 Mich App 73; 348 NW2d 37 (1984).

Affirmed.

/s/ Thomas G. Kavanagh

*Former Supreme Court Justice, sitting on the Court of Appeals by assignment pursuant to Administrative Order 1995-1.

**Former Court of Appeals Judges, sitting on the Court of Appeals by assignment pursuant to Administrative Order 1995-1.

/s/ Robert B. Burns
/s/ Glenn S. Allen, Jr.