

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

RICHARD JAY LANTING, II,

Defendant-Appellant.

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UNPUBLISHED

May 24, 1996

No. 181120

LC No. 94-000332 FC

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

MEMORANDUM.

Defendant pleaded nolo contendere to assault with intent to commit murder, MCL 750.83; MSA 28.278, and was sentenced to ten to thirty years' imprisonment. He appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

Defendant's lack of memory of the events surrounding the shooting did not render him incompetent to stand trial. Accordingly, defendant's due process rights were not violated by the determination of competency. *People v Stolze*, 100 Mich App 511, 513-516; 299 NW2d 61 (1980); *United States v Villegas*, 899 F2d 1324, 1343-1344 (CA 2, 1990).

Affirmed.

/s/ Thomas G. Kavanagh

/s/ Robert B. Burns

/s/ Glenn S. Allen, Jr.

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\*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.