

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

TWANNIE LUSHUN GRAY,

Defendant-Appellant.

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UNPUBLISHED

May 24, 1996

No. 181492

LC No. 94-001173-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 possession with intent to deliver less than fifty grams of cocaine, MCL 333.7401(2)(a)(iv); MSA 14.15(7401)(2)(a)(iv), and was sentenced to four to twenty years' imprisonment. He now appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(E)(1)(b).

Defendant failed to properly preserve his claim that his plea bargain was illusory, and thus the issue is waived. MCR 6.311(C); *People v Gaines*, 198 Mich App 130, 131-132; 497 NW2d 210 (1993); *People v Kaczorowski*, 190 Mich App 165, 172; 475 NW2d 861 (1991). Moreover, defendant's sentence, which is within the recommended range of the sentencing guidelines, does not violate the principle of proportionality. *People v Milbourn*, 435 Mich 630, 635-636; 461 NW2d 1 (1990).

Affirmed.

/s/ Thomas G. Kavanagh

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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.

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