

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

GARY NEIL HUTCHISON,

Defendant-Appellant.

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UNPUBLISHED

May 24, 1996

No. 186889

LC No. 95-037710 FH

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

MEMORANDUM.

Defendant tendered a conditional plea of guilty to possession with intent to deliver marijuana, MCL 333.7401(2)(c); MSA 14.15(7401)(2)(c), and was sentenced to two years' probation, with the first two months to be spent in the county jail. He appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(E)(1)(b).

The police officer was justified in stopping defendant for violating a local ordinance. *People v Christie (On Remand)*, 206 Mich App 304, 309; 520 NW2d 647 (1994). The officer did no more than he was legally permitted and objectively authorized to do. Thus, the stop was constitutional. *People v Haney*, 192 Mich App 207, 210; 480 NW2d 322 (1991). Accordingly, the trial court did not clearly err in denying defendant's motion to suppress. *People v Burrell*, 417 Mich 439, 448-450; 339 NW2d 403 (1983).

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.