

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

DARRYL LEE BLAND,

Defendant-Appellant.

UNPUBLISHED

September 27, 1996

No. 184001

LC No. 94-037401-FH

Before: J.H. Gillis, P.J., and G.S. Allen and J.B. Sullivan, JJ.*

MEMORANDUM.

Defendant pleaded guilty to conspiring to deliver less than fifty grams of cocaine, MCL 750.157a; MSA 28.354(1) and MCL 333.7401(2)(a)(iv); MSA 14.15(7401)(2)(a)(iv), and was sentenced to three to twenty years' imprisonment, to be served consecutive to another sentence for which defendant was on parole. Defendant appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

Appellate consideration of defendant's constitutional challenges to his sentence has been rendered moot by our Supreme Court's decision in *Wayne Co Prosecutor v Dep't of Corrections*, 451 Mich 569; 548 NW2d 900 (1996). See *People v Greenberg*, 176 Mich App 296, 302; 439 NW2d 336 (1989). Accordingly, we decline to reach the merits of those challenges.

Affirmed.

/s/ John H. Gillis

/s/ Glenn S. Allen, Jr.

/s/ Joseph B. Sullivan

*Former Court of Appeals judges, sitting on the Court of Appeals by assignment pursuant to Administrative Order 1996-3.