

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

TIMOTHY CESLICK,

Defendant-Appellant.

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UNPUBLISHED

October 1, 1996

No. 177250

LC No. 94-068237-FH

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

MEMORANDUM.

Defendant tendered a conditional plea of guilty to being prisoner in possession of a weapon, MCL 800.283(4); MSA 28.1623(4), and was sentenced to thirty to sixty months' imprisonment, to be served consecutively to a prison term he was serving at the time he committed the instant offense. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(E)(1)(b).

We agree with this Court's holdings in *People v Andrews*, 192 Mich App 706, 708; 481 NW2d 831 (1992), and *People v Rau*, 174 Mich App 339, 342-343; 436 NW2d 409 (1989), that duress is not a defense to the offense of prisoner in possession of a weapon. The trial court in the instant case correctly ruled that defendant was precluded from presenting a duress defense at trial. *Andrews, supra*.

Affirmed.

/s/ John H. Gillis

/s/ Glenn S. Allen, Jr.

/s/ Joseph B. Sullivan

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