

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

STEVEN RICHARD ORAM,

Defendant-Appellant.

UNPUBLISHED

October 1, 1996

No. 189563

LC No. 95-004694-FH

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

MEMORANDUM.

Defendant pleaded guilty to attempted breaking and entering an occupied dwelling with intent to commit larceny, MCL 750.110; MSA 28.305 and MCL 750.92; MSA 28.287, and was sentenced to forty to sixty months' imprisonment. He appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

To the extent that defendant claims the trial court failed to strike a reference to the "CSC case" from paragraph 3 of the presentence investigation report (PSIR), this argument is without merit. The record indicates that the court struck the reference in accordance with defendant's request. To the extent that defendant claims there should have been no reference to the alleged rape of the complainant in the PSIR, he failed to raise this claim below and so has not preserved it for appellate review. *People v Sharp*, 192 Mich App 501, 504; 481 NW2d 773 (1992). It is clear from the context of defendant's objection that he was simply challenging the information contained in paragraph 3 of the PSIR. There is no indication that defendant was challenging all references to the alleged rape. The trial court's comment that it would "[i]nstead of striking the whole sentence," delete the reference in the sentence to the "CSC case," supports our conclusion that defendant was merely challenging one paragraph of the PSIR, not all references to the CSC case. Accordingly, defendant has not preserved for appellate review his challenge to those references. *Id.*

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

Affirmed.

/s/ John H. Gillis

/s/ Glenn S. Allen, Jr.

/s/ Joseph B. Sullivan