

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

RANDY D. WHITE,

Defendant-Appellant.

UNPUBLISHED

October 8, 1996

No. 187195

LC No. 94-136660-FH

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

MEMORANDUM.

Defendant pleaded guilty to operating a motor vehicle while under the influence of intoxicating liquor, third offense, MCL 257.625(6)(d); MSA 9.2325(6)(d), driving with a suspended license, second offense, MCL 257.904(1)(b); MSA 9.2604(1)(b), and habitual offender, fourth offense, MCL 769.12; MSA 28.1084. He was sentenced to one year in the county jail, with credit for two days served. He appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(E)(1)(b).

Because the record indicates that defendant has fully served his sentence, the question whether he is entitled to additional sentence credit is moot. See *People v Rutherford*, 208 Mich App 198, 204; 526 NW2d 620 (1994).

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.