

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

STEVEN RICHARD ORAM,

Defendant-Appellant.

UNPUBLISHED

October 8, 1996

No. 189066

LC No. 94-051299-FH

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

MEMORANDUM.

Defendant pleaded guilty of attempted breaking and entering an occupied dwelling, MCL 750.110; MSA 28.305, MCL 750.92; MSA 28.287, and failing to obey a police officer's signal to stop, MCL 750.479a; MSA 28.28.747(1). He was sentenced to twenty-four to sixty months' imprisonment for the former conviction and 114 days in jail for the latter conviction, with credit for 114 days previously served. He appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(E)(1)(b).

Defendant has waived any challenge to the proportionality of his sentence for attempted breaking and entering because he was sentenced consistent with the court's preliminary evaluation of this matter and yet failed to move to withdraw his plea. *People v Cobbs*, 443 Mich 276, 285 n 11; 505 NW2d 208 (1993); *People v Blount*, 197 Mich App 174, 175-176; 494 NW2d 829 (1992).

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.