

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

JOHN JOSEPH HUMPRHEY,

Defendant-Appellant.

UNPUBLISHED
February 25, 1997

No. 178448
Wexford Circuit
LC No. 93-004488-FH

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

JOHN JOSEPH HUMPRHEY,

Defendant-Appellant.

No. 178449
Wexford Circuit
LC No. 93-004489-FC

Before: D.F. Walsh,* P.J., and R.P. Griffin** and W.P. Cynar,* JJ.

MEMORANDUM

Defendant pleaded nolo contendere to fourth-degree criminal sexual conduct, MCL 750.520e; MSA 28.788(5), and resisting and obstructing an officer in the discharge of duty, MCL 750.479; MSA

*Former Court of Appeals judges, sitting on the Court of Appeals by assignment pursuant to Administrative Order 1996-10.

**Former Supreme Court justice, sitting on the Court of Appeals by assignment pursuant to Administrative Order 1996-10.

28.747. In accordance with a sentencing agreement, defendant was sentenced to one year in the county jail. Defendant appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

Defendant's claim on appeal contradicts his representations to the trial court. To accede to defendant's argument would allow him to harbor error as an appellate parachute. *People v Shuler*, 188 Mich App 548, 552; 470 NW2d 492 (1991).

Affirmed.

/s/ Daniel F. Walsh

/s/ Robert P. Griffin

/s/ Walter P. Cynar