

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

PATRICK M. WILSDON,

Defendant-Appellant.

UNPUBLISHED

March 7, 1997

No. 182620

Recorder's Court

LC No. 94-010931

Before: Michael J. Kelly, P.J., and Smolenski and W.J. Giovan,* JJ.

MEMORANDUM.

Defendant pleaded guilty as charged to breaking and entering into an unoccupied dwelling with intent to commit larceny, MCL 750.110; MSA 28.305, and was sentenced to three years' probation, with the first year to be served in the county jail. He appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

Defendant argues that the trial court erred in ordering him to pay \$1,200 in restitution because the garage door through which he gained entry was already broken. Because this issue was not raised below, it has not been preserved for appellate review. *People v Griffis*, 218 Mich App 95, 103-104; ___ NW2d ___ (1996).

Affirmed.

/s/ Michael J. Kelly

/s/ Michael R. Smolenski

/s/ William J. Giovan

* Circuit judge, sitting on the Court of Appeals by assignment.