

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

---

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

EMMA JEANNE GILLUM,

Defendant-Appellant.

---

UNPUBLISHED

April 4, 1997

No. 191959

Oakland Circuit Court

LC No. 91-113723-FH

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

MEMORANDUM.

Defendant pleaded nolo contendere to first-degree retail fraud, MCL 750.356c; MSA 28.588(3), and was sentenced to two years' probation (with sixty days to be served in the county jail) and ordered to pay court costs of \$300, the victim rights fee of \$30, and restitution in the amount of \$1,985.83. The court determined it would suspend the balance of the sentence if the restitution and victims rights fees were paid in full. Defendant appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

The trial court did not err as a matter of law when it ordered defendant to pay restitution to the county for expenses incurred in bringing her to Michigan. *People v Briseno*, 211 Mich App 11, 17; 535 NW2d 559 (1995); *People v Hammons*, 210 Mich App 554, 557; 534 NW2d 183 (1995). At the time of defendant's extradition, restitution to a governmental entity was provided for by statute. MCL 771.3(1)(e); MSA 28.1133(1)(e); MCL 769.1a(1); MSA 28.1072a(1). Thus, restitution to the county was not a retroactive application of the statute. *People v Slocum*, 213 Mich App 239, 243-244; 539 NW2d 572 (1995); *People v Chupp*, 200 Mich App 45; 503 NW2d 698 (1993).

---

\*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.

Affirmed.

/s/ Daniel F. Walsh

/s/ Robert P. Griffin

/s/ Walter P. Cynar