

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

UNPUBLISHED

Plaintiff-Appellee,

v

No. 185745
Calhoun Circuit Court
LC No. 94-002947-FH

JOHNNY RAY ROBINSON,

Defendant-Appellant.

Before: Neff, P.J., and Smolenski and D.A. Roberson,* JJ.

SMOLENSKI, J. (dissenting).

I respectfully dissent. After reviewing the record, I conclude that the evidence was sufficient to permit a rational trier of fact to find that the essential elements of the crime were proven beyond a reasonable doubt.

/s/ Michael R. Smolenski

* Recorder's Court judge, sitting on the Court of Appeals by assignment.