

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

CHRISTIAN WOODS,

Defendant-Appellant.

UNPUBLISHED

May 13, 1997

No. 193264

Kent Circuit Court

LC No. 95-1717 FH

Before: Corrigan, C.J., and Young and M.J. Talbot*, JJ.

MEMORANDUM.

The trial court made moot the issue concerning the scoring of Offense Variable 8 by informing defendant that the sentence imposed was the same sentence it would have imposed had it accepted defendant's scoring challenge. *People v Hull*, 437 Mich 868; 462 NW2d 585 (1990). Moreover, sentence guideline calculation issues do not in any event furnish a cognizable basis for appellate relief. *People v Mitchell*, 454 Mich 145; ___ NW2d ___ (1997).

The trial court imposed a sentence tailored to the circumstances of the offense and the offender. *People v Van Etten*, 163 Mich App 593; 415 NW2d 215 (1987). The sentence imposed does not violate the principle of proportionality, especially in light of the leniency accorded defendant by the plea agreement. *People v Milbourn*, 435 Mich 630; 461 NW2d 1 (1990); *People v Duprey*, 186 Mich App 313, 318; 463 NW2d 240 (1990).

Affirmed.

/s/ Maura D. Corrigan

/s/ Robert P. Young, Jr.

/s/ Michael J. Talbot

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