

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

JOHN LEE JENKINS,

Defendant-Appellant.

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UNPUBLISHED

June 24, 1997

No. 196495

Kent Circuit Court

LC No. 95-003402 FH

Before: Gage, P.J., and Reilly and Hoekstra, JJ.

MEMORANDUM.

Defendant pleaded nolo contendere to first-degree home invasion, MCL 750.110a(2); MSA 28.305(a)(2), and was sentenced to four to twenty years' imprisonment. Defendant appeals as of right. We affirm.

Defendant's sentence does not violate the principle of proportionality, especially in light of the benefit bestowed upon defendant by the plea agreement, defendant's extensive criminal history and defendant's parole status at the time of the commission of the instant offense. *People v Spicer*, 216 Mich App 270, 276; 548 NW2d 245 (1996); *People v Ward*, 206 Mich App 38, 44-45; 520 NW2d 363 (1994).

Affirmed.

/s/ Hilda R. Gage

/s/ Maureen Pulte Reilly

/s/ Joel P. Hoekstra