

STATE OF MICHIGAN  
COURT OF APPEALS

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

COREY LAMONT MCCANTS,

Defendant-Appellant.

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UNPUBLISHED

January 6, 1998

No. 200513

Kalamazoo Circuit Court

LC No. 96-000042 FH

Before: Griffin, P.J., and Markman and Whitbeck, JJ.

MEMORANDUM.

A circuit court jury convicted defendant as charged of possession with intent to deliver less than fifty grams of cocaine, MCL 333.7401(1) and (2)(a)(iv); MSA 14.15(7401)(1) and (2)(a)(iv). Defendant received a sentence of lifetime probation. Defendant appeals as of right. We affirm.

To support a conviction for possession with intent to deliver less than fifty grams of cocaine, it is necessary for the prosecutor to prove four elements: (1) that the recovered substance is cocaine, (2) that the cocaine is in a mixture weighing less than fifty grams, (3) that defendant was not authorized to possess the substance, and (4) that defendant knowingly possessed the cocaine with the intent to deliver. *People v Wolfe*, 440 Mich 508, 516-517; 489 NW2d 748 (1992), amended 441 Mich 1201 (1992).

Viewing the evidence in a light most favorable to the prosecution, a rational trier of fact could have found that the essential elements of the crime charged were proven beyond a reasonable doubt where the officers observed defendant remove an individually packaged rock of crack cocaine from a baggie in his possession and deliver that cocaine to another person, and where, after a foot chase of defendant, the officers found a baggie containing forty-eight individually packaged rocks of crack cocaine lying three inches from defendant's footsteps in the freshly fallen snow, and no paraphernalia for drug use was found on defendant's person. *Wolfe, supra* at 515-517.

Affirmed.

/s/ Richard Allen Griffin

/s/ Stephen J. Markman

/s/ William C. Whitbeck