

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

KEVIN JOE SHELTON,

Defendant-Appellant.

UNPUBLISHED

January 9, 1998

No. 196127

Ottawa Circuit Court

LC No. 95-018963 FH

Before: MacKenzie, P.J., and Hood and Hoekstra, JJ.

MEMORANDUM.

Defendant appeals by leave granted from his plea of guilty to attempted unlawful driving away of an automobile, MCL 750.413; MSA 28.645. On appeal, defendant challenges the proportionality of his twenty- to thirty-month sentence as a departure from the sentencing guidelines. Because defendant has already served his minimum sentence, we decline to review this issue. Where a subsequent event renders it impossible for this Court to fashion a remedy, an issue becomes moot. *People v Rutherford*, 208 Mich App 198, 204; 526 NW2d 620 (1994).

Affirmed.

/s/ Barbara B. MacKenzie

/s/ Harold Hood

/s/ Joel P. Hoekstra