

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff- Appellee,

v

MICHAEL ROBERT SINCLAIR,

Defendant- Appellant.

UNPUBLISHED

January 9, 1998

No. 199575, 199585

Charlevoix Circuit Court

LC No. 92-019908 FC

92-020208 FC

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

MEMORANDUM.

Defendant pleaded guilty to first-degree criminal sexual conduct (Docket No. 199585), MCL 750.520b(1)(a); MSA 28.788(2)(1)(a), and to second-degree criminal sexual conduct (Docket No. 199575), MCL 750.520c(1)(a); MSA 28.788(3)(1)(a). Defendant received concurrent terms of imprisonment of twelve to twenty-five years and eight to fifteen years, respectively. We remanded to the trial court in light of a scoring error that affected the recommended range of the sentencing guidelines. *People v Michael Robert Sinclair*, unpublished memorandum opinion of the Court of Appeals, decided 5/24/96 (Docket No. 172542). On remand, the trial court imposed the same sentences. Defendant appeals as of right. We affirm.

Defendant's sentences do not violate the principle of proportionality in light of the benefit bestowed upon defendant by the plea bargain, the psychological trauma experienced by the victims, and the death threats made against the victims by defendant. *People v Houston*, 448 Mich 312; 532 NW2d 508 (1995).

Affirmed.

/s/ Hilda R. Gage

/s/ William B. Murphy

/s/ Maureen Pulte Reilly