

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

ANITA MATTISON,

Defendant-Appellant.

UNPUBLISHED

February 13, 1998

No. 194109

Recorder's Court

LC No. 92-014013

Before: Markey, P.J., and Doctoroff and Smolenski, JJ.

MEMORANDUM.

Following a bench trial, defendant was convicted of larceny from a building, MCL 750.360; MSA 28.592, and sentenced to two to four years' imprisonment. We dismiss defendant's appeal because her only issue, a challenge to the proportionality of her sentence, has been rendered moot by the expiration of the minimum term. *People v Rutherford*, 208 Mich App 198, 204; 526 NW2d 620 (1994).

Dismissed.

/s/ Jane E. Markey

/s/ Martin M. Doctoroff

/s/ Michael R. Smolenski