

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

---

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

ANTHONY LEE BAISDEN,

Defendant-Appellant.

---

UNPUBLISHED

July 2, 2009

No. 269999

Wayne Circuit Court

LC No. 05-003753

ON SECOND REMAND

Before: Saad, C.J., and Hoekstra and Meter, JJ.

MEMORANDUM.

This case returns to us on a second remand from the Michigan Supreme Court for reconsideration of defendant's claims of sentencing error. *People v Baisden*, 483 Mich 975; 764 NW2d 250 (2009). In our previous opinion on remand, we affirmed defendant's conviction of third-degree criminal sexual conduct, MCL 750.520d(1)(b), for the reasons stated in Judge Meter's dissenting opinion in *People v Baisden*, unpublished opinion per curiam of the Court of Appeals, issued March 4, 2008 (Docket No. 269999) (Meter J., dissenting). *People v Baisden*, unpublished memorandum opinion of the Court of Appeals, issued October 28, 2008 (Docket No. 269999). We now adopt Judge Meter's analysis of defendant's sentencing issues, and remand for resentencing.

We vacate defendant's sentence and remand for resentencing. We do not retain jurisdiction.

/s/ Henry William Saad

/s/ Joel P. Hoekstra

/s/ Patrick M. Meter