

# Order

Michigan Supreme Court  
Lansing, Michigan

December 18, 2008

Clifford W. Taylor,  
Chief Justice

137205

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 137205  
COA: 282912  
Macomb CC: 06-004112-FH

WAUKEEN ROBERT SPRAGGINS,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the July 9, 2008 order of the Court of Appeals is considered and, pursuant to MCR 7.302(G)(1), in lieu of granting leave to appeal, we REMAND this case to the Macomb Circuit Court for correction of the presentence investigation report as agreed to by the trial court, and for correction of the judgment of sentence to reflect two days' sentence credit for all of the defendant's sentences. The circuit court shall forward a copy of the amended report to the Department of Corrections, MCL 771.14(6) and MCR 6.425(E)(2). In all other respects, leave to appeal is DENIED, because we are not persuaded that the remaining questions presented should be reviewed by this Court.

KELLY, J., would also remand this case for rescoring of Offense Variables 9 and 13.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

December 18, 2008

*Corbin R. Davis*

Clerk