

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

ANITA LOUISE BALOGH,

Defendant-Appellant.

UNPUBLISHED

February 28, 1997

No. 184392

Muskegon Circuit

LC No. 94-037539-FH

Before: D.F. Walsh,* P.J., and R.P. Griffin** and W.P. Cynar,* JJ.

MEMORANDUM.

Defendant pleaded guilty to possession of less than twenty-five grams of cocaine, MCL 333.7403(2)(a)(v); MSA 14.15(7403)(2)(a)(v), and delivery of less than fifty grams of cocaine, MCL 333.7401(2)(a)(iv); MSA 14.15(7401)(2)(a)(iv). For those respective convictions, she was sentenced to consecutive terms of one to four years' imprisonment and four to twenty years' imprisonment. She appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

We reject defendant's challenge to the proportionality of her sentences. Defendant was sentenced in accordance with a sentence agreement. The agreement demonstrates defendant's acknowledgement of the proportionality of the sentences. *People v Cobbs*, 443 Mich 276, 285 n 11; 505 NW2d 208 (1993); *People v Rodriguez*, 212 Mich App 351, 355; 538 NW2d 42 (1995). Additionally, the proportionality of a sentence is to be assessed without regard to the effect of its consecutive nature. *People v Hardy*, 212 Mich App 318, 320; 537 NW2d 267 (1995).

*Former Court of Appeals judges, sitting on the Court of Appeals by assignment pursuant to Administrative Order 1996-10.

**Former Supreme Court justice, sitting on the Court of Appeals by assignment pursuant to Administrative Order 1996-10.

Affirmed.

/s/ Daniel F. Walsh

/s/ Robert P. Griffin

/s/ Walter P. Cynar