

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

GUADALUPE TOMAS HARWOOD,

Defendant-Appellant.

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UNPUBLISHED

April 1, 1997

No. 189676

Kent Circuit Court

LC Nos. 94-003601-FH;

94-003617-FH

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

MEMORANDUM.

Defendant pleaded guilty to larceny from a building, MCL 750.360; MSA 28.592, and carrying a concealed weapon, MCL 750.227; MSA 28.424. For those respective convictions, he was sentenced to concurrent terms of twenty-four to forty-eight months' imprisonment and twenty to sixty months' imprisonment. He appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

Defendant's sentences are within the recommended range of the sentencing guidelines and do not violate the principle of proportionality. *People v Milbourn*, 435 Mich 630; 461 NW2d 1 (1990). Defendant has not presented sufficient unusual circumstances to rebut the presumptive proportionality of the sentences. *People v Rivera*, 216 Mich App 648, 652; 550 NW2d 593 (1996).

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\*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