

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

TONY JOE ORSIE,

Defendant-Appellant.

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UNPUBLISHED

July 15, 1997

No. 189938

St. Joseph Circuit Court

LC No. 94-007771 FH

Before: Cavanagh, P.J., and Doctoroff and D.A. Teeple\*, JJ.

MEMORANDUM.

Defendant pleaded guilty to prison escape, MCL 750.193; MSA 28.390, and received an enhanced sentence of 3 to 7-1/2 years in prison, reflecting his status as a second offender. Defendant appeals as of right. We affirm.

Defendant's sentence does not violate the principle of proportionality, in light of the benefit bestowed upon defendant by the plea agreement and defendant's extensive criminal activities while on escape status. *People v Austin*, 209 Mich App 564, 571; 531 NW2d 811 (1995); *People v Ward*, 206 Mich App 38, 44-45; 520 NW2d 363 (1994); *People v Duprey*, 186 Mich App 313, 318; 463 NW2d 240 (1990).

Affirmed.

/s/ Mark J. Cavanagh

/s/ Martin M. Doctoroff

/s/ Donald A. Teeple

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\* Circuit judge, sitting on the Court of Appeals by assignment.