

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

KEVIN ANDREW ROBINSON,

Defendant-Appellant.

UNPUBLISHED

July 29, 1997

No. 193447

Recorder's Court

LC No. 95-001844

Before: Jansen, P.J., and Wahls and P.R. Joslyn*, JJ.

MEMORANDUM.

Defendant was convicted of armed robbery, MCL 750.529; MSA 28.797, and felony-firearm, MCL 750.227b; MSA 28.424(2). Defendant was sentenced to two years' imprisonment on the felony-firearm conviction and to forty months' to fifteen years' imprisonment on the robbery conviction. Defendant appeals as of right. We affirm.

Defendant has failed to rebut the presumption that a sentence within the guidelines' range is proportionate to the circumstances of the offense and offender. *People v Eberhardt*, 205 Mich App 587, 591; 518 NW2d 511 (1994).

Affirmed.

/s/ Kathleen Jansen

/s/ Myron H. Wahls

/s/ Patrick R. Joslyn

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