

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

CHARLES EDWARD MITCHELL,

Defendant-Appellant.

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UNPUBLISHED

April 30, 1999

No. 202369

Saginaw Circuit Court

LC No. 95-010606 FC

Before: Gage, P.J., and Gribbs and Hoekstra, JJ.

MEMORANDUM.

Defendant pleaded nolo contendere to second-degree criminal sexual conduct, MCL 750.520c(1)(a); MSA 28.788(3)(1)(a), and was sentenced to five years' probation, with the first year to be served in the county jail. Defendant appeals as of right. We affirm.

Defendant has waived appellate consideration of his speedy trial issue by tendering an unconditional plea. *People v Wynn*, 197 Mich App 509, 510; 496 NW2d 799 (1992); *People v Depifanio*, 192 Mich App 257, 257-258; 480 NW2d 616 (1991).

Affirmed.

/s/ Hilda R. Gage

/s/ Roman S. Gribbs

/s/ Joel P. Hoekstra