

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff- Appellee,

v

LEON JOHNSON,

Defendant- Appellant.

UNPUBLISHED

May 21, 1999

No. 204931

Wayne Circuit Court

Criminal Division

LC No. 93-006617

Before: Griffin, P.J., and Cavanagh and Fitzgerald, JJ.

MEMORANDUM.

Defendant was convicted at a bench trial of two counts of second-degree criminal sexual conduct, MCL 750.520c(1)(a); MSA 28.788(3)(1)(a), and was sentenced to five years' probation. The trial court subsequently determined that defendant violated the terms of his probation, revoked his probation and sentenced him to three to fifteen years' imprisonment. Defendant appeals as of right. We affirm.

Defendant's sentence does not violate the principle of proportionality. *People v Milbourn*, 435 Mich 630; 461 NW2d 1 (1990); *People v Reynolds*, 195 Mich App 182, 184-185; 489 NW2d 128 (1992).

Affirmed.

/s/ Richard Allen Griffin

/s/ Mark J. Cavanagh

/s/ E. Thomas Fitzgerald