

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellant,

v

AARON LASHAWN STUCKEY, a/k/a
AARON LAWSHAWN STUCKEY,

Defendant-Appellee.

UNPUBLISHED

September 21, 1999

No. 214551

Muskegon Circuit Court

LC No. 98-038371 AR

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

CAVANAGH, P.J. (*dissenting*).

I would affirm, as I would find no reasonable basis for the officer's stop of the defendant's car.

The majority concludes, "defendant was not initially detained based on any suspicion that he had committed a crime." If that is so, I can see no other reason to stop the car, based upon the police officer's observations and knowledge that the driver, a male, was not the woman with an outstanding felony warrant for whom he was looking.

I would find the ruling of the circuit court to be appropriate, and affirm.

/s/ Mark J. Cavanagh