

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

VIRGINIA LEEANN TINSMAN,

Defendant-Appellant.

UNPUBLISHED

April 10, 2001

No. 229063

Oakland Circuit Court

LC No. 98-161192-FH

Before: Talbot, P.J., and Sawyer and F.L. Borchard*, JJ.

MEMORANDUM.

Defendant appeals by delayed leave granted from plea-based convictions of forgery, MCL 750.248; MSA 28.445, and uttering and publishing, MCL 750.249; MSA 28.446, for which she was sentenced as an habitual offender, fourth offense, MCL 769.12; MSA 28.1084, to concurrent prison terms of three and one-half to twenty years. We affirm. This appeal is being decided without oral argument pursuant to MCR 7.214(E).

Defendant's sole issue on appeal is that the case should be remanded for deletion of inaccurate information contained in the victim's impact statement in the presentence information report. Because defendant could reasonably have discovered the alleged inaccuracy before she was sentenced and did not raise the issue at sentencing, the issue has not been preserved. MCR 6.429(C); *People v Sharp*, 192 Mich App 501, 504; 481 NW2d 773 (1992). Assuming without deciding that the report contained an inaccurate statement, the defendant has not shown that the error deprived her of any substantial right. *People v Carines*, 460 Mich 750, 763, 764; 597 NW2d 130 (1999). We therefore decline to remand for correction of the report. *People v McCrady*, 244 Mich App 27, 32; ___ NW2d ___ (2000).

Affirmed.

/s/ Michael J. Talbot

/s/ David H. Sawyer

/s/ Fred L. Borchard

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