

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

RONALD JOHN SHAMBEAU,

Defendant-Appellant.

UNPUBLISHED

April 12, 2002

No. 229171

Montmorency Circuit Court

LC Nos. 99-001175-FC &

99-001177-FH

Before: K.F. Kelly, P.J., and Doctoroff and Cavanagh, JJ.

MEMORANDUM.

Defendant appeals as of right his jury convictions for discharge of a weapon at an occupied building, MCL 750.234b, resisting and obstructing a police officer, MCL 750.479, and assault and battery, MCL 750.81. We affirm.

On appeal, defendant argues that unrelated charges were improperly consolidated for trial. MCL 6.120 provides in part:

(A) An information or indictment may charge a single defendant with any two or more offenses. Each offense must be stated in a separate count. Two or more informations or indictments against a single defendant may be consolidated for a single trial.

(B) On the defendant's motion, the court must sever unrelated offenses for separate trials. For purposes of this rule, two offenses are related if they are based on

(1) the same conduct, or

(2) a series of connected acts constituting part of a single scheme or plan.

Defendant failed to object to joinder of the charges, and agreed on the record to the consolidation. Defendant intentionally relinquished a known right, and has waived this issue on

appeal. *People v Carter*, 462 Mich 206, 215; 612 NW2d 144 (2000).

Affirmed.

/s/ Kirsten Frank Kelly
/s/ Martin M. Doctoroff
/s/ Mark J. Cavanagh