

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellant,

v

ROGER SWEET,

Defendant-Appellee.

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UNPUBLISHED

May 29, 2008

No. 279829

Wayne Circuit Court

LC No. 07-005651

Before: White, P.J., and Hoekstra and Schuette, JJ.

WHITE, P.J., (*concurring*).

As relates to the diary, I concur on the basis of the inevitable discovery rule. Further, separate and apart from any legal insufficiencies with respect to the CSC and arson allegations, there was ample basis to obtain both search warrants based on information regarding defendant's wife's disappearance. In all other respects, I join in the majority opinion.

/s/ Helene N. White