

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

HAROLD TROY PRIDDY,

Defendant-Appellant.

UNPUBLISHED

July 22, 2008

No. 276125

Ogemaw Circuit Court

LC No. 06-002641-FH

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

HAROLD TROY PRIDDY,

Defendant-Appellant.

No. 276397

Ogemaw Circuit Court

LC No. 06-002851-FC

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

NANCY LYNN BRADSHAW-LOVE,

Defendant-Appellant.

No. 276399

Ogemaw Circuit Court

LC No. 06-002642-FC

Before: Markey, P.J., and White and Wilder, JJ.

WHITE, J. (*concurring*).

Although the part of the statute defendant was charged with conspiring to violate requires that a prisoner “endeavor to escape” from a jail or other place of confinement, this Court has held that violation of this provision requires only a general intent, and a defendant can violate this

provision without a prior agreement or conspiracy between the defendant and the person endeavoring to escape. *People v Potts*, 55 Mich App 622; 223 NW2d 96 (1974). Thus, because a person acting alone can violate the statute without acting in concert with the person endeavoring to escape, I join in the conclusion that Wharton's Rule does not apply.

/s/ Helene N. White