

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

BARBARA YOLANDA HOWES,

Defendant-Appellant.

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UNPUBLISHED

October 1, 1996

No. 189897

LC No. 94-038908-FC

Before: J.H. Gillis, P.J., and G.S. Allen and J.B. Sullivan, JJ.\*

MEMORANDUM.

Defendant pleaded guilty to second-degree murder, MCL 750.317; MSA 28.549, and was sentenced to seven to fifteen years' imprisonment. She appeals as of right. We affirm. This case has been decided without oral argument pursuant to MCR 7.214(A).

Defendant cannot challenge the proportionality of her sentence on appeal because it conforms with the plea agreement and yet she has not moved to withdraw her guilty plea. *People v Ward*, 206 Mich App 38, 43-44; 520 NW2d 363 (1994).

Affirmed.

/s/ John H. Gillis

/s/ Glenn S. Allen, Jr.

/s/ Joseph B. Sullivan

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\*Former Court of Appeals judges, sitting on the Court of Appeals by assignment pursuant to Administrative Order 1996-3.