

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

KEVIN THOMAS JUSTICE,

Defendant-Appellant.

UNPUBLISHED

September 26, 1997

No. 194785

Oakland Circuit Court

LC No. 94-132776 FH

Before: O'Connell, P.J., and White and C. F. Youngblood*, JJ.

MEMORANDUM.

Defendant pleaded guilty to delivery of more than 50 grams but less than 225 grams of cocaine, MCL 333.7401(1) and (2)(a)(iii); MSA 14.15(7401)(1) and (2)(a)(iii), and received a sentence of ten to twenty years' imprisonment. Defendant appeals as of right. We affirm.

On the record before us, the trial court did not abuse its discretion when it determined that the objective and verifiable factors presented in this case failed to constitute substantial and compelling reasons to depart from the statutory minimum sentence. *People v Fields*, 448 Mich 58, 76-78; 528 NW2d 176 (1995); *People v Hannold*, 217 Mich App 382, 392; 551 NW2d 710 (1996).

Affirmed.

/s/ Peter D. O'Connell

/s/ Helene N. White

/s/ Carole F. Youngblood

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