

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

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

DAVID JOHN MAKI,

Defendant-Appellant.

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UNPUBLISHED

January 13, 1998

No. 194405

Macomb Circuit Court

LC No. 95-002600 FH

Before: Gage, P.J., and Murphy and Reilly, JJ.

MEMORANDUM.

On this appeal of right, defendant contends that the trial court erred in denying him credit for 153 days served while awaiting disposition of the new charges because of his parole status. We reject the contention that *People v Stewart*, 203 Mich App 432, 434; 513 NW2d 147 (1994), was wrongly decided, and accordingly affirm.

/s/ Hilda R. Gage

/s/ William B. Murphy

/s/ Maureen Pulte Reilly