

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

V

JAMES C. MORTON,

Defendant-Appellant.

UNPUBLISHED

December 11, 2001

No. 224822

Wayne Circuit Court

LC No. 98-009200

Before: Bandstra, C.J., and Doctoroff and White, JJ.

WHITE, J. (*concurring*).

Regarding part II, I concur on the basis that the evidence did not affect the outcome of the trial. *People v Lukity*, 460 Mich 484; 596 NW2d 607 (1999). In all other respects, I join in the majority opinion.

/s/ Helene N. White