

STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

DONALD RAY FITCH,

Defendant-Appellant.

UNPUBLISHED

July 8, 2004

No. 246545

Hillsdale Circuit Court

LC No. 02-269480-FH

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

MEMORANDUM.

Defendant appeals by delayed leave granted his plea based conviction for failure to pay child support, MCL 750.165. We affirm. This appeal is being decided without oral argument pursuant to MCR 7.214(E).

On appeal, defendant argues that the trial court failed to articulate a substantial and compelling reason for departing from the statutory sentencing guidelines, and that his sentence is disproportionate. However, defendant has served his minimum sentence and he has been paroled. Where a subsequent event renders it impossible for this Court to fashion a remedy, an issue becomes moot. *People v Tombs*, 260 Mich App 201; ___ NW2d ___ (2003); *People v Rutherford*, 208 Mich App 198, 204; 526 NW2d 620 (1994). We decline to review these issues.

Affirmed.

/s/ Jane E. Markey

/s/ Kurtis T. Wilder

/s/ Patrick M. Meter