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STATE OF MICHIGAN
COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

JEFFREY RICARDO WIMBERLY,

Defendant-Appellant.

UNPUBLISHED
November 22, 2022

No. 356052
Calhoun Circuit Court
LC No. 2017-001453-FC

Before: M. J. KELLY, P.J., and CAMERON and HOOD, JJ.

HOOD, J. (*concurring.*)

I agree with the bulk of the analysis and conclusions in the majority opinion. Related to Section I of the majority opinion, I concur in the analysis and conclusions because we are bound by *People v Anderson*, ___ Mich App ___; ___ NW2d ___ (2022) (Docket No. 354860), app held in abeyance ___ Mich ___; 978 NW2d 835 (2022). I question the correctness of that decision, particularly as it relates to analysis of prejudice and structural errors.

/s/ Noah P. Hood