## STATE OF MICHIGAN COURT OF APPEALS

PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellant,

FOR PUBLICATION December 21, 2021

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LOU-ANNA K. SIMON,

V

Defendant-Appellee.

No. 354013 Eaton Circuit Court LC No. 19-020329-FH

Before: STEPHENS, P.J., and BORRELLO and GLEICHER, JJ.

STEPHENS, P.J. (concurring).

I concur with the majority opinion. I additionally agree with the concurring judge that Dr. Simon's alleged falsehoods were not material under MCL 750.479c(1)(b).

/s/ Cynthia Diane Stephens