

STATE OF MICHIGAN  
COURT OF APPEALS

---

ROBERT PHILLIPS,

February 8, 1991

Plaintiff-Appellant,

v

No. 120895

AUTO CLUB INSURANCE ASSOCIATION,

Defendant-Appellee.

---

Before: Neff, P.J., and Shepherd and McDonald, JJ.

PER CURIAM.

Plaintiff appeals by right from a judgment of no cause of action on his claim for personal injury protection (PIP) benefits. Plaintiff claims that the trial court erred in finding, based on the stipulated facts, that he was disqualified from receiving PIP benefits under the exclusionary provision of § 3113(b) of the no-fault act, MCL 500.3113(b); MSA 24.13113(b), for owners whose uninsured motor vehicles become involved in accidents. We disagree.

Under § 3101(1) of the no-fault act, MCL 500.3101(1); MSA 24.13101(1), the owner of a motor vehicle required to be registered shall maintain no-fault insurance (security) during the period the vehicle is driven or moved on a highway. Plaintiff's assertion that his vehicle was not required to be registered lacks merit. Coffey v State Farm Mutual Automobile Ins Co, 183 Mich App 723; 455 NW2d 740 (1990). MCL 257.216; MSA 9.1916 contains no exception to the registration requirement for vehicles driven on a highway without an owner's knowledge or intendment that the vehicle be driven. Since plaintiff owned the vehicle which struck him and did not have the required security, § 3113(b) of the no-fault act disqualified him from receiving PIP benefits, notwithstanding his pedestrian status or his intendment regarding his vehicle's use. Lewis v Farmers Ins Group, 154 Mich App 324; 397 NW2d 297 (1986).

Affirmed.

/s/ Janet T. Neff  
/s/ John H. Shepherd  
/s/ Gary R. McDonald