Court of Appeals, State of Michigan

ORDER

Michelle Gower v James Harkema MD

Docket No. 256824

LC No. 03-000299-NH

Peter D. O'Connell
Presiding Judge

Patrick M. Meter

Bill Schuette
Judges

The Court orders that the motion for peremptory reversal is GRANTED in light of *Ousley v McLaren*, ___ Mich App ___; ___ NW2d ___ (2004) (Docket No. 248972, approved for publication 11/23/04), which is binding precedent pursuant to MCR 7.215(J)(1). MCR 7.211(C)(4). The matter is REMANDED to the trial court for entry of an order granting defendants' motion for summary disposition.

On the Court's own motion pursuant to MCR 7.216(A)(7), the Court orders that its October 15, 2004 order granting leave is VACATED IN PART with regard to the portion consolidating this case with Docket Nos. 257716 and 257970. Those cases remain pending.

We do not retain jurisdiction.

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 01 2005
Date

Sandra Schultz Mengel
Chief Clerk