Court of Appeals, State of Michigan

ORDER

Carol Walczak v Mid-Michigan Medical Center Midland

Docket No. 257716

LC No. 03-006859-NH

William C. Whitbeck CJ
Presiding Judge

Peter D. O'Connell

Stephen L. Borrello
Judges

The Court orders that the motion for peremptory reversal is GRANTED in light of *Ousley v McLaren*, 264 Mich App 486; ___ NW2d ___ (2004), lv den 690 NW2d 113 (2004). MCR 7.211(C)(4). The matter is REMANDED to the trial court for entry of an order granting summary disposition to defendants Michigan Cardiovascular Institute, P.C., and Rodney Diehl, D.O.

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 No. 257970. That case remains pending.

We do not retain jurisdiction.

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

MAR 11 2005
Date

Sandra Schultz Mengel
Chief Clerk