

Court of Appeals, State of Michigan

ORDER

Benjamin Meier v Dr Yasser Awaad MD

Docket No. 306073

LC No. 08-116530-NH

Kurtis T. Wilder
Presiding Judge

Christopher M. Murray

Karen M. Fort Hood
Judges

The Court orders that the motion for immediate consideration is GRANTED.

The motion to waive the transcript requirement is DENIED AS MOOT, the transcript having been filed.

In lieu of granting the application, the Court orders, pursuant to MCR 7.205(D)(2), that the August 31, 2011, order of the Wayne Circuit Court granting plaintiffs' motion to compel the continued deposition of Dr. Susan Youngs hereby is VACATED. The court is directed to hold an in camera hearing to determine whether the information from Dr. Youngs is protected by the peer review privilege. *Monty v Warren Hosp Corp*, 422 Mich 138; 366 NW2d 198 (1985). The case is remanded to the circuit court for further proceedings consistent with this order.

This order is to have immediate effect, MCR 7.215(F)(2).

The Court retains no further jurisdiction.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

SEP 23 2011

Date

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line. Below the line, the words "Chief Clerk" are printed.

Chief Clerk