

Court of Appeals, State of Michigan

ORDER

Janet King v Rochester Villas Apartments Inc

Docket No. 326013

LC No. 2014-143742-NO

Elizabeth L. Gleicher
Presiding Judge

Mark J. Cavanagh

Pat M. Donofrio
Judges

In lieu of granting the application, the Court orders, pursuant to MCR 7.205(E)(2), that the January 28, 2015, order is VACATED IN PART. There has been no showing that "justice requires" that plaintiff's counsel be provided 48 hours' notice before defense counsel conducts an ex parte interview with plaintiff's health care providers. MCR 2.302(C); *Szpak v Inyang*, 290 Mich App 711; 803 NW2d 904 (2010). Accordingly, that condition is stricken from the order.

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

The Court retains no further jurisdiction.

Gleicher, J., dissents, as the 48-hour notice provision falls within the range of principled decisions and does not constitute an abuse of discretion.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

AUG 26 2015

Date


Chief Clerk