

Court of Appeals, State of Michigan

ORDER

Deborah Newman v Oakwood Healthcare Inc

Docket No. 327436

LC No. 13-011281-NH

Karen M. Fort Hood
Presiding Judge

Michael J. Talbot

Kurtis T. Wilder
Judges

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

Pursuant to MCR 7.205(E)(2), the Court orders that the trial court's April 27, 2015 order denying defendant Oakwood Healthcare Inc.'s motion to dismiss is REVERSED. When viewed in the light most favorable to plaintiffs, the evidence fails to show a genuine issue of material fact that Oakwood made representations that would reasonably lead plaintiffs to believe that Dr. Morawa was its agent. *VanStelle v Macaskill*, 255 Mich App 1; 662 NW2d 41(2003). This matter is REMANDED for further proceedings.

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

This Court retains no further jurisdiction.

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



JUL 22 2015

Date

Jerome W. Zimmer Jr.

Chief Clerk