

Court of Appeals, State of Michigan

ORDER

Bronson Health Care Group Inc v Michigan Assigned Claims Plan

Docket No. 330852

LC No. 2014-000554-CZ

Douglas B. Shapiro
Presiding Judge

David H. Sawyer

William B. Murphy
Judges

The Court orders that the motion to dismiss is DENIED because appellee has not clearly established that the October 14, 2015 order and judgment appealed from is not a final order under MCR 7.202(6)(a)(i). Particularly, while we do not resolve the point, appellants present substantial argument that the count of plaintiff's complaint framed as being against "John Doe Insurance Company" is not procedurally valid under MCR 2.201(D)(1) and, thus, does not constitute an actual "claim" within the meaning of MCR 7.202(6)(a)(i). We note that it appears manifest that the October 14, 2015 order and judgment disposes of all claims in this case against defendants Michigan Assigned Claims Plan and Michigan Automobile Insurance Placement Facility. This order is without prejudice to the parties presenting arguments regarding this Court's jurisdiction over this appeal as of right in their briefs on appeal.



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

MAR - 2 2016

Date


Chief Clerk