

Court of Appeals, State of Michigan

ORDER

Jaunae Nicole Dunwoody v Oakwood Healthcare Inc

Docket No. 343476

LC No. 17-004154-NH

Christopher M. Murray
Presiding Judge

Karen M. Fort Hood

Anica Letica
Judges

In lieu of granting the application, pursuant to MCR 7.205(E)(2), the Court orders that the April 2, 2018 order compelling discovery of certain internal protocols, policies, procedures, and other information is REVERSED. Internal protocols, policies, and procedures are not admissible at trial. *Gallagher v Detroit-Macomb Hosp Ass'n*, 171 Mich App 761; 431 NW2d 90 (1988). Plaintiffs have not shown that the information sought would lead to the discovery of admissible evidence regarding the standard of care and the breach of that standard, two elements necessary to sustain the instant action. *Kalaj v Khan*, 295 Mich App 420, 429; 820 NW2d 223 (2012); *Hartmann v Shearson Lehman Hutton, Inc*, 194 Mich App 25, 29; 486 NW2d 53 (1992). The case is REMANDED to the trial 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 Jerome W. Zimmer Jr., Chief Clerk, on

SEP 27 2018

Date

Chief Clerk