

Court of Appeals, State of Michigan

ORDER

Walter Williams v Michael West

Docket No. 346228

LC No. 18-003029-NI

Anica Letica
Presiding Judge

Kirsten Frank Kelly

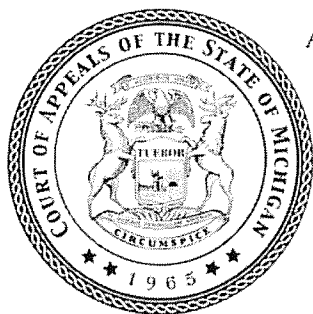
Cynthia Diane Stephens
Judges

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

Pursuant to MCR 7.205(E)(2), in lieu of granting the application for leave to appeal, the Court orders that the Wayne Circuit Court's October 15, 2018 order denying appellant's motion to intervene is REVERSED. The court erred in applying *Jensen v Gamble*, 191 Mich 233; 157 NW 440 (1916), in this case and abused its discretion in denying appellant's motion to intervene. *Henry Ford Health Sys v Everest Nat'l Ins Co*, ___ Mich App ___; ___ NW2d ___ (2018) (Docket No. 341563); slip op at 5; *Kostadinovski v Harrington*, 321 Mich App 736, 743; 909 NW2d 907 (2017). Appellant demonstrated a basis for intervention pursuant to MCR 2.209. This matter is REMANDED for further proceedings not inconsistent with this order.

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

We do not retain jurisdiction.



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

DEC 13 2018

Date


Chief Clerk