

# Order

Michigan Supreme Court  
Lansing, Michigan

March 7, 2017

Stephen J. Markman,  
Chief Justice

154356

Robert P. Young, Jr.  
Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano  
Richard H. Bernstein  
Joan L. Larsen,  
Justices

PATRICIA SOLIS and BENJAMIN SOLIS,  
Plaintiffs,

v

SC: 154356  
COA: 326259  
Wayne CC: 12-004379-NO

THE KROGER COMPANY OF MICHIGAN,  
Defendant/  
Third-Party Plaintiff-Appellee,  
and

THE GREENER SIDE, INC.,  
Third-Party Defendant-Appellant.

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On order of the Court, the application for leave to appeal the July 26, 2016 judgment of the Court of Appeals is considered. The Court requests the third-party defendant-appellant to file a brief within 28 days of the date of this order, responding to the third-party plaintiff-appellee's argument, submitted as part of its response to appellant's application, that a settlement agreement between these two parties has rendered this application moot.

The application for leave to appeal remains pending.



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I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 7, 2017

  
Clerk