

**Court of Appeals, State of Michigan**

**ORDER**

Kenneth O'Bryan v SCS Properties LLC

Docket No. 329337

LC No. 14-001770-NO

Cynthia Diane Stephens  
Presiding Judge

Kirsten Frank Kelly

Karen M. Fort Hood  
Judges

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Pursuant to MCR 7.205(E)(2), in lieu of granting the delayed application for leave to appeal, the Court orders that the August 11, 2015 order is REVERSED in part. Defendants SCS Properties, LLC and Brian Shelton did not owe plaintiff a duty with respect to the snow-covered ice because it was an open and obvious hazard that was not unreasonably dangerous. *Perkoviq v Delcor Homes*, 466 Mich 11, 18; 643 NW2d 212 (2002); *Hoffner v Lanctoe*, 492 Mich 450, 472; 821 NW2d 88 (2012); *Bullard v Oakwood Annapolis Hosp*, 308 Mich App 403, 411-412; 864 NW2d 591, 597 (2014). Accordingly, the trial court erred by denying these defendants' motions for summary disposition with respect to the claims by plaintiff and intervening plaintiff.

This order is to have immediate effect.

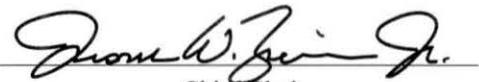
This Court retains no further jurisdiction.



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

**MAR 29 2016**

Date

  
Chief Clerk