

Court of Appeals, State of Michigan

ORDER

Gaynell McIntyre v Bay Medical Center, Inc

Docket No. 274526

LC No. 04-003784-NH

Bill Schuette
Presiding Judge

Peter D. O'Connell

Patrick M. Meter
Judges

The Court orders that the application for leave to appeal is GRANTED, limited to addressing the relevant specialty being practiced at the time of the alleged malpractice and whether plaintiff's expert witness is qualified to testify against defendant Subba Chivali, M.D. under MCL 600.2169 and *Woodard v Custer*, 476 Mich 545; 719 NW2d 842 (2006). MCR 7.205(D)(4). In all other respects, the application for leave to appeal is denied. The time for taking further steps in this appeal runs from the date of the Clerk's certification of this order. MCR 7.205(D)(3).

The Court further orders that this case is CONSOLIDATED with Docket No. 274462.

O'Connell, J. would deny the application for leave to appeal.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN 21 2007

Date

Sandra Schultz Mengel
Chief Clerk