

STATE OF MICHIGAN
COURT OF APPEALS

VIRENE BROWN,

Plaintiff-Appellant,

v

COMERICA BANK,

Defendant-Appellee.

UNPUBLISHED

April 23, 2002

No. 229623

Wayne Circuit Court

LC No. 99-908286-CZ

Before: Cooper, P.J., and Hood and Kelly, JJ.

MEMORANDUM.

Plaintiff appeals as of right from the trial court's order granting defendant's motion for summary disposition. We affirm.

Plaintiff, an independent security guard hired to protect defendant's premises, cannot maintain a cause of action for negligence arising out of a killing spree. *Carter v Mercury Theater Co*, 146 Mich App 165, 167; 379 NW2d 409 (1985); *Turner v Northwest General Hospital*, 97 Mich App 1, 3-4; 293 NW2d 713 (1980). Plaintiff has failed to provide admissible evidence that would demonstrate a relationship between defendant's employee and the murderer such that defendant could be held liable. *Maiden v Rozwood*, 461 Mich 109, 118; 597 NW2d 817 (1999).

Affirmed.

/s/ Jessica R. Cooper

/s/ Harold Hood

/s/ Kirsten Frank Kelly