

# Order

Michigan Supreme Court  
Lansing, Michigan

June 22, 2011

Robert P. Young, Jr.,  
Chief Justice

138952(69)

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

MYRIAM VELEZ,  
Plaintiff-Appellee,

v

SC: 138952  
COA: 281136  
Wayne CC: 04-402161-NH

MARTIN TUMA, M.D.,  
Defendant-Appellant.

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On order of the Court, the motion for reconsideration of this Court's October 22, 2010 order is considered, and it is GRANTED. We VACATE that part of our order that denied the application for leave to appeal the April 16, 2009 judgment of the Court of Appeals. On reconsideration, the application for leave to appeal is considered, and it is GRANTED, limited to the issue whether the Court of Appeals correctly held that the setoff amount in this case was properly set off against the jury verdict, before application of the noneconomic damages cap of MCL 600.1483 and calculation of the final judgment.



d0615

I, Corbin R. Davis, 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.

June 22, 2011

*Corbin R. Davis*

Clerk