

Court of Appeals, State of Michigan

ORDER

Trinity Physical Therapy Inc v Farm Bureau Mutual Ins Co

Kirsten Frank Kelly
Presiding Judge

Docket No. 313686

Michael J. Talbot

LC No. 11-011742-NF

Christopher M. Murray
Judges

On November 21, 2012, this Court granted leave with respect to an application that was filed by American Guarantee & Liability Insurance Company, which sought leave from a September 24, 2012, order entered by the lower court in three lawsuits that were consolidated below. See Court of Appeals Docket Nos. 312871 and 312872, which consolidated the appeals with a claim of appeal filed American Guarantee, Docket No. 312882. Trinity Physical Therapy, Inc., could have filed a cross appeal within 21 days from this Court's order granting leave in Docket No. 312871 (the appeal in which Trinity is a party in the underlying lawsuit). See MCR 7.207(A) and (B). However, on November 30, 2012, Trinity filed the current application seeking leave to appeal from the same lower court order.

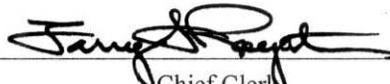
Pursuant to MCR 7.205(D)(2), in lieu of granting leave to appeal, the Court orders that Trinity's application is treated as a timely-filed cross appeal in Docket No. 312871, and Trinity may pursue the issues raised in the application as a cross-appellant. Further filings shall be made under Docket No. 312871 only, and for administrative purposes, this order shall be docketed as granting an application to take a delayed cross appeal, which shall close the current docket number reflected above in the caption of this order.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

JAN 03 2013

Date


Chief Clerk