

Court of Appeals, State of Michigan

ORDER

I-FUSION TECHNOLOGY INC V TRW AUTOMOTIVE US LLC

Henry William Saad
Presiding Judge

Docket No. 306178

Mark J. Cavanagh

LC No. 2009-001292-CZ

Deborah A. Servitto
Judges

The Court orders that the motion for immediate consideration is GRANTED.

Pursuant to MCR 7.205(D)(2), in lieu of granting leave to appeal, the Court orders that the Macomb Circuit Court's September 15, 2011 order granting plaintiff's second renewed motion to compel deposition of John Plant is REVERSED. Plaintiff has not shown that Mr. Plant, an "apex" corporate officer of defendants, has superior or unique information regarding the subject matter of the litigation, or that plaintiff cannot obtain this information through a less intrusive method, such as by direct interrogatories to Plant as previously permitted by the court. *Alberto v Toyota Motor Corp*, 289 Mich App 328, 334; 796 NW2d 490 (2010).

The motion to stay proceedings is DENIED as moot.

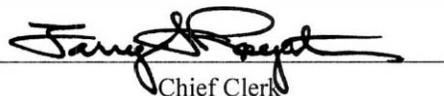
This order is to have immediate effect. MCR 7.215(F)(2).

This Court retains no further jurisdiction.



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

OCT 25 2011
Date


Chief Clerk