

# Order

Michigan Supreme Court  
Lansing, Michigan

October 5, 2012

Robert P. Young, Jr.,  
Chief Justice

144875

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

BETH HOFFMAN, Personal Representative  
of the Estate of EDGAR BROWN, Deceased,  
Plaintiff-Appellee,

v

SC: 144875  
COA: 289011  
Calhoun CC: 2003-003576-NH

DR. PETER BARRETT,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the March 8, 2012 judgment of the Court of Appeals is considered. We direct the Clerk to schedule oral argument on whether to grant the application or take other action. MCR 7.302(H)(1). At oral argument, the parties shall address whether the plaintiff's complaint should have been dismissed with prejudice because her notice of intent did not comply with MCL 600.2912b(4). The parties may file supplemental briefs within 35 days of the date of this order, but they should not submit mere restatements of their application papers.

MARILYN KELLY, J., would deny leave to appeal.



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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.

October 5, 2012

*Corbin R. Davis*

Clerk