

REL: 03/23/07 Ex parte Donna Kilpatric

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SUPREME COURT OF ALABAMA

OCTOBER TERM, 2006-2007

1060468

Ex parte Donna Kilpatric

**PETITION FOR WRIT OF CERTIORARI
TO THE COURT OF CIVIL APPEALS**

**(In re: Ryan's Family Steakhouse, Inc., d/b/a Fire Mountain
Restaurant**

v.

Donna Kilpatric)

**(Morgan Circuit Court, CV-04-414;
Court of Civil Appeals, 2040557)**

WOODALL, Justice.

The petition for the writ of certiorari is denied.

1060468

In denying the petition for the writ of certiorari, this Court does not wish to be understood as approving all the language, reasons, or statements of law in the Court of Civil Appeals' opinion. Horsley v. Horsley, 291 Ala. 782, 280 So. 2d 155 (1973).

WRIT DENIED.

Cobb, C.J., and See, Lyons, Stuart, Smith, Bolin, and Parker, JJ., concur.

Murdock, J., recuses himself.