

STATE OF MICHIGAN
COURT OF APPEALS

RONALD P. HORTON,

Plaintiff-Appellant,

v

MARY SWITZER, BRENDA BELL, and WILLIAM
SLEIGHT,

Defendants,

and

MICHIGAN EMPLOYMENT SECURITY
COMMISSION, DONNA STOERTZ, a/k/a
JEANNE STOERTZ, and DALE LINDLEY,

Defendants-Appellees.

Before: Kelly, P.J., and Whitbeck and Collins, JJ.

PER CURIAM.

I concur in the result, but with considerable reluctance because it is apparent to me that the jury believed that Mr. Horton was the victim of sexual harassment. The failure of plaintiff's proofs on damages is inexplicable, however, and can not be remedied on appeal since it was properly addressed by the lower court when it permitted plaintiff, over defendant's objection, to reopen the proofs on economic losses.

/s/ Michael J. Kelly