

STATE OF MICHIGAN
COURT OF APPEALS

RICK PETERSEN,

Plaintiff-Appellee,

v

MAGNA CORPORATION and MIDWEST
EMPLOYERS CASUALTY COMPANY,

Defendants-Appellants,

and

BCN TRANSPORTATION SERVICES, INC.;
KOLEASECO, INC., and CITIZENS
INSURANCE COMPANY OF AMERICA;
KOLEASECO, INC., and ACCIDENT FUND OF
AMERICA; BCN TRANSPORTATION
SERVICES and TIG INSURANCE COMPANY;
MAGNA CORPORATION and TIG
INSURANCE COMPANY; and SERTA
RESTOKRAFT MATTRESS COMPANY, INC.,
and HARLEYSVILLE LAKE STATES
INSURANCE COMPANY;

Defendants.

Before: Whitbeck, C.J., and White and Zahra, JJ.

WHITE, J. (*concurring*).

I write separately only to state that while one would expect that it would rarely be appropriate to do so, I do not read § 315(1) as precluding the proration of a portion of the attorneys fees to the provider.¹

/s/ Helene N. White

¹ For example, if the provider fails to provide requested information necessary to establish that the treatment is work related.