## STATE OF MICHIGAN

## COURT OF APPEALS

KATHLEEN RYAN, Personal Representative of the Estate of PATRICK D. RYAN, Deceased, UNPUBLISHED March 16, 2010

Plaintiff-Appellant,

 $\mathbf{v}$ 

LAMPHERE PUBLIC SCHOOL SYSTEM, CYNTHIA J. PENN, JOHN A. NICHOLS, and AUDREY MARSHALL,

Defendants-Appellees.

No. 286741 Oakland Circuit Court LC No. 2007-081952-NO

\_

Before: K. F. Kelly, P.J., and Jansen and Fitzgerald, JJ.

FITZGERALD, J. (concurring).

I concur in the result only.

/s/ E. Thomas Fitzgerald