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SUPREME COURT OF ALABAMA

OCTOBER TERM, 2012-2013

1120016

**Golden Gate National Senior Care, LLC, d/b/a Golden Living
Center-RiverChase, LLC, et al.**

v.

**Donald Roser, as the administrator ad litem of the estate of
Laura Roser**

**Appeal from Jefferson Circuit Court
(CV-08-904167)**

MAIN, Justice.

AFFIRMED. NO OPINION.

Moore, C.J., and Murdock and Bryan, JJ., concur.

Bolin, J., concurs specially.

1120016

BOLIN, Justice (concurring specially).

I continue to adhere to the tenets expressed in my special concurrence in Golden Gate National Senior Care, LLC v. Roser, 94 So. 3d 365 (Ala. 2012), regarding the inability of an administrator ad litem to initiate a wrongful-death action when the question of the capacity of the administrator to bring such an action is properly and timely presented to the trial court.