

STATE OF MICHIGAN  
COURT OF APPEALS

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MATT WARD, Personal Representative of the  
Estate of HOWARD WARD,

Plaintiff-Appellant,

v

JOHN C. SIANO, JR., M.D., LANSING  
INTERNAL MEDICINE ASSOCIATES, P.C.,  
and EDWARD W. SPARROW HOSPITAL  
ASSOCIATION,

Defendants-Appellees.

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FOR PUBLICATION  
November 14, 2006  
9:10 a.m.

No. 265599  
Ingham Circuit Court  
LC No. 03-001864-NH

Official Reported Version

Before: Sawyer, P.J., and O'Connell, Saad, Wilder, Zahra, Owens, and Fort Hood, JJ.

WILDER, J. (*concurring*).

I concur in the result reached in the majority opinion. I also join in parts I and II(A) of Judge O'Connell's concurring opinion, for the reason that I agree with Judge O'Connell's view that a plenary discussion by the Supreme Court concerning the propriety of prospective application of *Waltz v Wyse*, 469 Mich 642; 677 NW2d 813 (2004), would be of great benefit to the bench and bar.

/s/ Kurtis T. Wilder