

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

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NYLA WATTS,

Plaintiff-Appellant,

v

MICHIGAN MULTI-KING, d/b/a BAHA FRESH,

Defendant-Appellee.

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FOR PUBLICATION  
December 14, 2010

No. 293185  
Wayne Circuit Court  
LC No. 08-121854-NO

Before: WILDER, P.J., and SERVITTO and SHAPIRO, JJ.

WILDER, P.J., (*concurring*).

Because I agree with the majority that defendant failed to present evidence to show that the allegedly wet floor was *visibly* wet, such that it would have been reasonable to expect "an average person of ordinary intelligence" to discover the wet floor condition "upon casual inspection," *O'Donnell v Garasic*, 259 Mich App 569, 575; 676 NW2d 213 (2003), I concur in the result reached by the majority.

/s/ Kurtis T. Wilder