

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

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GARY GRAFTON,

UNPUBLISHED

Plaintiff-Appellant,

v

No. 192797

WCAC

LC No. 00 000280

GEORGE ANTHROP RACING STABLES, HAZEL  
PARK RACEWAY, RICHARD BOERSEMA,  
MICHIGAN HARNESS HORSEMAN'S  
ASSOCIATION and HARTFORD INSURANCE  
GROUP,

Defendants-Appellees.

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Before: Michael J. Kelly, P.J., and Saad and H.A. Beach\*, JJ.

PER CURIAM.

I respectfully dissent. To stretch the meaning of a statute as the majority has done in order to overrule the magistrate and the WCAC -- to find Hazel Park Raceway to be a statutory employer -- obliterates any meaningful distinction between work necessary to the real employer and any work done by anyone connected or doing business with the so-called statutory employer.

This is a classic case of taking the law beyond what is reasonable to fit preconceived notions of justice which, though well-intentioned, ultimately works a disservice to our jurisprudence and to those magistrates and commissioners whose daily job it is to interpret and apply Workers Compensation laws.

/s/ Henry William Saad

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\* Circuit judge, sitting on the Court of Appeals by assignment.