

STATE OF MICHIGAN
COURT OF APPEALS

JOYCE LAKE,

UNPUBLISHED

Plaintiff-Appellee,

v

No. 198801C
Genesee Circuit Court
LC No. 94-026511 NI

SUSAN BROSS and WHALEY FOUNDATION,

Defendants-Appellants.

Before: Doctoroff, P.J., and Reilly and Allen*, JJ.

REILLY, J. (concurring)

I reluctantly concur in this opinion. I say “reluctantly” because the truth regarding plaintiff’s condition (as revealed by the video tape) was never made known to the jury. Nevertheless, the rules and the court’s discovery orders must be followed and apparently, they were not followed by defendants in this case.

/s/ Maureen Pulte Reilly

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