STATE OF MICHIGAN

COURT OF APPEALS

In re Estate of GREGORY LEONOWICZ, Deceased.

JOHN LEONOWICZ,

Petitioner-Appellee,

UNPUBLISHED December 5, 2006

No. 260735 Washtenaw Probate Court LC No. 04-000887

MARY ANN WROUBEL,

v

Respondent-Appellant.

Before: O'Connell, P.J., and White and Markey, JJ.

WHITE, J. (concurring).

I agree that the record does not support the award of attorney fees. I would, however, remand to permit the court to reconsider the matter in light of the majority opinion.

/s/ Helene N. White