

STATE OF MICHIGAN
COURT OF APPEALS

KELLY SUE SYMONS, Personal Representative
of the Estate of DANIEL A. SYMONS,

Plaintiff-Appellee,

v

DR. ROBERT J. PRODINGER, DALE
RUSSELL, P.A., and BATTLE CREEK
EMERGENCY ROOM PHYSICIANS, P.C.,

Defendants-Appellants,

and

BATTLE CREEK HEALTH SYSTEMS,

Defendant.

Before: Markey, P.J., and Saad and Wilder, JJ.

SAAD, J.

I concur in result only.

UNPUBLISHED
November 13, 2008

No. 269663
Calhoun Circuit Court
LC No. 04-000769-NH

/s/ Henry William Saad