## STATE OF MICHIGAN COURT OF APPEALS

PROGRESSIVE MICHIGAN INSURANCE COMPANY, as subrogee of KRISTINE

BRENNER,

UNPUBLISHED November 22, 2016

Plaintiff-Appellee,

 $\mathbf{V}$ 

No. 328869 Montmorency Circuit Court LC No. 14-003595-CZ

ANTHONY BRENNER,

Defendant,

and

FREMONT MICHIGAN INSURACORP, INC.,

Defendant-Appellant.

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Before: BOONSTRA, P.J., and SHAPIRO and GADOLA, JJ.

SHAPIRO, J. (concurring).

I concur in the result only.

/s/ Douglas B. Shapiro