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STATE OF MICHIGAN

IN THE SUPREME COURT

KERAN ERNEST, Individually and,
as Personal Representative,
of the Estate of Maurice Ernest, Deceased,

Plaintiff-Appellant,

vs.

DR. PAUL W. BROWN JR., ELMAHDI M. SAEED,
MCLAREN HEALTH CARE CORPORATION,
CYPRESS CARDIOLOGY PLLC

Defendants-Appellees
and

DR. FAROUK M. BELAL,

Defendant.

Docket No. 168462

Court of Appeals No. 368566

Genesee County Circuit Court
Case No. 23-119425-NH

ORAL ARGUMENT REQUESTED

Defendant-Appellee Cypress Cardiology's Appendix

OLIVER LAW GROUP
PAUL MATOUKA (P84874)
ALYSON OLIVER (P55020)
MICAH CROSS (P85081)
Attorneys for Plaintiff-Appellant
50 W. Big Beaver Rd.
Suite 200
Troy, MI 48084
(248)-327-6556
pmatouka@oliverlawgroup.com
notifications@oliverlawgroup.com

COLLINS EINHORN FARRELL PC
MICHAEL J. COOK (P71511)
SIMONNE N. KAPADIA (P85715)
Attorneys for Defendant-Appellee
Cypress Cardiology
4000 Town Center, 9th Floor
Southfield, MI 48075
Tel: (248) 355-4141 / Fax: (248) 355-2277
Michael.Cook@ceflawyers.com
Simonne.Kapadia@ceflawyers.com

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APPENDIX 10

Order

Michigan Supreme Court
Lansing, Michigan

September 26, 2025

Megan K. Cavanagh,
Chief Justice

Brian K. Zahra
Richard H. Bernstein
Elizabeth M. Welch
Kyra H. Bolden
Kimberly A. Thomas
Noah P. Hood,
Justices

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168462

KERAN ERNEST, Personal Representative of the ESTATE OF MAURICE ERNEST,
Plaintiff-Appellant,

v

SC: 168462
COA: 368566
Genesee CC: 2023-119425-NH

PAUL W. BROWN, JR., M.D., ELMAHDI M. SAEED, CYPRESS CARDIOLOGY, PLLC, and McLAREN HEALTH CARE CORPORATION,
Defendants-Appellees,
and

DR. FAROUK M. BELAL,
Defendant.

_____/

On order of the Court, the application for leave to appeal the March 20, 2025 judgment of the Court of Appeals is considered. We direct the Clerk to schedule oral argument on the application. MCR 7.305(I)(1). The parties shall file supplemental briefs in accordance with MCR 7.312(E), addressing: (1) whether *Waltz v Wyse*, 469 Mich 642 (2004), correctly held that MCL 600.5856(c) does not toll the additional period permitted for filing wrongful-death actions provided in MCL 600.5852; and (2) if *Waltz* was incorrectly decided, whether it should nonetheless be retained under principles of stare decisis, *Robinson v City of Detroit*, 462 Mich 439, 463-468 (2000).

The Michigan Association for Justice, Michigan Defense Trial Counsel, Inc., Michigan State Medical Society, and Michigan Health and Hospital Association are invited to file briefs amicus curiae. Other persons or groups interested in the determination of the issues presented in this case who are not exempt from the motion requirement under MCR 7.312(H) may move the Court for permission to file briefs amicus curiae.

I, Elizabeth Kingston-Miller, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 26, 2025

Clerk

a0923