

Order

Michigan Supreme Court
Lansing, Michigan

June 29, 2022

Bridget M. McCormack,
Chief Justice

164158

Brian K. Zahra
David F. Viviano
Richard H. Bernstein
Elizabeth T. Clement
Megan K. Cavanagh
Elizabeth M. Welch,
Justices

DAOUD MOUSA JANINI and FERYAL
JANINI,

Plaintiffs-Appellants,

v

SC: 164158
COA: 355191
Wayne CC: 19-008520-NO

LONDON TOWNHOUSES CONDOMINIUM
ASSOCIATION,

Defendant-Appellee,

and

JAMES PYDA,

Defendant.

On order of the Court, the application for leave to appeal the February 1, 2022 judgment of the Court of Appeals is considered. We direct the Clerk to schedule oral argument on the application. MCR 7.305(H)(1). The parties shall address whether the Court of Appeals correctly held in *Francescutti v Fox Chase Condo Ass'n*, 312 Mich App 640 (2015), that a co-owner of a condominium unit, who slipped and fell on an icy, snow-covered sidewalk located in a common area of the development, was neither a licensee nor an invitee, and thus, there was no duty owed to the co-owner by the condominium association under the principles of premises liability.

The Michigan Association of Justice, the Michigan Defense Trial Counsel, the Negligence Section of the State Bar of Michigan, and the Real Property Law Section of the State Bar of Michigan are invited to file briefs amicus curiae. Other persons or groups interested in the determination of the issue presented in this case may move the Court for permission to file briefs amicus curiae.



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I, Larry S. Royster, 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.

June 29, 2022

Clerk