

Order

Michigan Supreme Court
Lansing, Michigan

December 5, 2012

143202 & (63)

Robert P. Young, Jr.,
Chief Justice

Michael F. Cavanagh
Marilyn Kelly
Stephen J. Markman
Diane M. Hathaway
Mary Beth Kelly
Brian K. Zahra,
Justices

In re CARROLL.

ALAN A. MAY, Conservator of the Estate of
Edward Carroll, a Protected Person,
Petitioner-Appellee,

v

AUTO CLUB INSURANCE ASSOCIATION,
Respondent-Appellant.

SC: 143202
COA: 292649
Macomb Probate Court:
2008-195574-CA

On order of the Court, the motion for leave to file statement of supplemental authority is GRANTED. By order of April 18, 2012, the application for leave to appeal the April 26, 2011 judgment of the Court of Appeals was held in abeyance pending the decisions in *Johnson v Recca* (Docket No. 143088) and *Douglas v Allstate Ins Co* (Docket No. 143503). The cases having been decided on July 30, 2012, 492 Mich 169 (2012), and 492 Mich 241 (2012), the application is again considered and, pursuant to MCR 7.302(H)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and REMAND this case to the Court of Appeals for reconsideration in light of our decisions in *Johnson* and *Douglas*.



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I, Corbin R. Davis, 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.

December 5, 2012

Corbin R. Davis

Clerk