

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF KENT

ADVISACARE HEALTHCARE SOLUTIONS,
INC., D/B/A ADVISACARE,
a Michigan corporation (re Frank Throneberry)

Plaintiff,

Case No. 21-00830-NF

v.

Hon. Curt A. Benson

AAA OF MICHIGAN/AUTO CLUB
GROUP INSURANCE COMPANY,

Defendant.

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**ORDER GRANTING PLAINTIFF'S MOTION FOR SUMMARY DISPOSITION
REGARDING APPLICATION OF AMENDED MCL 500.3157**

**ORDER GRANTING PLAINTIFF'S MOTION FOR SUMMARY DISPOSITION
REGARDING APPLICATION OF AMENDED MCL 500.3157**

At a session of the Court, held in the City
of Grand Rapids, County of Kent, State of Michigan
on: MAR 10 2022

PRESENT: CURT A. BENSON
Hon. Curt A. Benson
Circuit Court Judge

Plaintiff AdvisaCare filed a Motion for Summary Disposition Regarding Application of Amended MCL 500.3157. Defendant filed a Response, to which Plaintiff filed a Reply. Defendant AAA also filed a Motion for Summary Disposition, to which Plaintiff filed a Response and Defendant filed a Reply. Oral argument on the Motions was held on March 4, 2022.

For the reasons stated on the record at the hearing, the Court hereby GRANTS Plaintiff AdvisaCare's Motion and holds that, for purposes of MCL 500.3157(2), there are Medicare amounts payable for the treatment provided by AdvisaCare to AAA's insured, Frank Throneberry. Defendant's competing motion is therefore DENIED.

This is not a final order and does not close the case.

CURT A. BENSON

Hon. Curt A. Benson
Circuit Court Judge

Stipulated as to form:



Stephen J. Hulst (P70257)
Counsel for Plaintiff



(with permission)

Lori McAllister (P39501)
Counsel for Defendant