



05/21/91 ELIZABETH CADWALLADER v. WALTER P. REUTHER

468 N.W.2d 861 (1991) | Cited 0 times | Michigan Supreme Court | May 21, 1991

Order

On the Court's own motion, Case Nos. 89418 and 89956 are ordered consolidated.

On order of the Court, the application for leave to appeal in Case No. 89418 is considered, and pursuant to MCR 7.302(F)(1), in lieu of granting leave to appeal, we VACATE the order of the Workers' Compensation Appeal Board and REMAND the case to the Workers' Compensation Appeal Board with the instruction to enter an order dismissing defendants' appeal in 60 days, pursuant to MCL 418 .861a(5) ; MSA 17.237(861a)(5), unless defendant has filed a transcript of the compensation hearing or has shown sufficient cause for not dismissing the appeal. According to the court reporter, notes of the original administrative hearing are still available for transcription. The Appeal Board should review the original record. Defendant should exhaust all available means for procuring the hearing transcript.

On further order of the Court, the application for leave to appeal in Case No. 89956 is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.

