

**STATE OF MICHIGAN  
IN THE COURT OF APPEALS**

GARY & KATHY HENRY, et al.  
Plaintiffs-Appellees,

vs.

THE DOW CHEMICAL COMPANY,  
a Delaware corporation,  
Defendant-Appellant.

Court of Appeals No. \_\_\_\_\_

Saginaw County Circuit Court,  
Case No. 03-47775- NZ  
Hon. Leopold P. Borrello

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**PLAINTIFFS-APPELLEES' ANSWER TO MOTION FOR PEREMPTORY REVERSAL**

Plaintiffs-Appellees' answer Dow's Motion for Peremptory Reversal as follows:

1. In an effort to avoid unnecessary repetition, Plaintiffs incorporate their Answer to Dow's Emergency Application for Leave to Appeal and Brief in Support of Motion for Peremptory Reversal by this reference. Simply put, this interlocutory appeal is premature and unnecessary. A complete record should be established before this Court addresses the important public policy issues posed in this case.

WHEREFORE, Plaintiffs-Appellees respectfully request that this Court deny Dow's Motion for Peremptory Reversal.

Dated: \_\_\_\_\_

Respectfully submitted,

**TROGAN AND TROGAN P.C.**

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