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## SUPREME COURT OF ALABAMA

SPECIAL TERM, 2008

## 1061595

Ex parte Patricia Phillips

PETITION FOR WRIT OF CERTIORARI TO THE COURT OF CIVIL APPEALS

(In re: Patricia Phillips

v.

Asplundh Tree Expert Company)

(Blount Circuit Court, CV-05-164; Court of Civil Appeals, 2060307)

BOLIN, Justice.

## 1061595

Writ quashed on the authority of <u>Ex parte McInish</u>, [Ms. 1060600, Sept. 5, 2008] \_\_\_\_ So. 2d \_\_\_ (Ala. 2008).

WRIT QUASHED.

Cobb, C.J., and See, Lyons, Woodall, Stuart, Smith, Parker, and Murdock, JJ., concur.