

STATE OF MICHIGAN
COURT OF APPEALS

PATRICIA A. JERNIGAN,

Plaintiff-Appellant,

v

NO. 93757

DETROIT AUTOMOBILE INTER-INSURANCE
EXCHANGE,

Defendant-Appellee.

Before: M.J. Kelly, P.J., H. Hood and M. Warshawsky*, JJ.

Per Curiam

Plaintiff appeals as of right a grant of partial summary disposition entered June 16, 1986 and amended November 19, 1986, on stipulated facts. We affirm.

This claim for work loss benefits under MCL 500.3107(b); MSA 24.13107 is analogous to the claims denied by the Supreme Court in MacDonald v State Farm Mutual Insurance Co, 419 Mich 146; 350 NW2d 233 (1984) and Smith v League General Insurance Co., 424 Mich 893; 382 NW2d 168 (1986).

We find that the disposition by the trial court was correct and that since plaintiff was unable to work as a result of the work-related injury to her finger, plaintiff would not have received wages had the accident not occurred. She is therefore not eligible for work loss benefits under §3107(b).

Affirmed.

/s/ Michael J. Kelly
/s/ Harold Hood
/s/ Meyer Warshawsky

*Circuit judge, sitting on the Court of Appeals by assignment.

S T A T E O F M I C H I G A N
C O U R T O F A P P E A L S

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