

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 09-2037

**FILED*****Jul 26, 2011***

LEONARD GREEN, Clerk

SEAN O'MALLEY,  
Plaintiff - Appellee,

v.

CITY OF FLINT,  
Defendant,GARY HAGLER, Acting Police Chief,  
Defendant - Appellant.

Before: GILMAN and GRIFFIN, Circuit Judges; COLLIER, Chief District Judge.

**JUDGMENT**On Appeal from the United States District Court  
for the Eastern District of Michigan at Detroit.

THIS CAUSE was heard on the record from the district court and was argued by counsel.

IN CONSIDERATION WHEREOF, it is ORDERED that the order of the district court is REVERSED IN PART, and the case is REMANDED for entry of judgment in favor of defendant Gary Hagler.

**ENTERED BY ORDER OF THE COURT**\_\_\_\_\_  
Leonard Green, Clerk