

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

Nos. 09-3897; 09-4204

JAMES R. PRICE,  
Plaintiff - Appellee,

v.

BOARD OF TRUSTEES OF THE INDIANA LABORER'S PENSION FUND;  
INDIANA LABORER'S PENSION FUND,  
Defendants - Appellants.

Before: SUTTON and McKEAGUE, Circuit Judges; JONKER, District Judge.

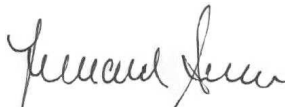
**JUDGMENT**

On Appeal from the United States District Court  
for the Southern District of Ohio at Columbus.

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

IN CONSIDERATION WHEREOF, and for the reasons more fully set forth in the Court's opinion of even date, it is ORDERED that the judgment of the district court is VACATED and the case is REMANDED for further proceedings consistent with the opinion of this court.

**ENTERED BY ORDER OF THE COURT**



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Leonard Green, Clerk

**FILED**  
**Jan 12, 2011**  
LEONARD GREEN, Clerk