UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT

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> Re: Case Nos. 09-3897/09-4204, James Price v. Bd of Trustees of the Indiana, et al Originating Case No. 07-00933

Dear Counsel,

The court today announced its decision in the above-styled case.

Enclosed is a copy of the court's opinion together with the judgment which has been entered in conformity with Rule 36, Federal Rules of Appellate Procedure.

Yours very truly,

Leonard Green, Clerk

Linda K. Martin Deputy Clerk

Enclosures

Mandate to issue.