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UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT

No. 09-4231

TIMOTHY LEWIS, Plaintiff - Appellant, **FILED** Jan 12, 2011 LEONARD GREEN, Clerk

v.

WHIRLPOOL CORPORATION, Defendant - Appellee.

Before: SUTTON and GRIFFIN, Circuit Judges; BERTELSMAN, District Judge.

JUDGMENT

On Appeal from the United States District Court for the Northern District of Ohio at Toledo.

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

IN CONSIDERATION WHEREOF, it is ORDERED that the judgment of the district court dismissing plaintiff Timothy Lewis's complaint for lack of subject-matter jurisdiction is AFFIRMED.

ENTERED BY ORDER OF THE COURT

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Leonard Green, Clerk