

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

FILED
May 25, 2011
LEONARD GREEN, Clerk

No. 09-4233

HOWARD FRANK, Individually and on behalf of all others similarly situated,
Plaintiffs,
PLUMBERS & PIPEFITTERS NATIONAL PENSION FUND; SEIU PENSION
PLANS MASTER TRUST; WEST VIRGINIA LABORERS PENSION TRUST FUND,
Plaintiffs - Appellants,

v.

DANA CORPORATION,
Defendant,
MICHAEL J. BURNS; ROBERT C. RICHTER,
Defendants - Appellees.

Before: MARTIN and STRANCH, Circuit Judges; THAPAR, 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 district court's order granting dismissal to defendants Michael J. Burns and Robert C. Richter is REVERSED.

ENTERED BY ORDER OF THE COURT



Leonard Green, Clerk