UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT

100 EAST FIFTH STREET, ROOM 540 POTTER STEWART U.S. COURTHOUSE CINCINNATI, OHIO 45202-3988

Tel. (513) 564-7000 www.ca6.uscourts.gov

Leonard Green Clerk

Filed: August 10, 2010

Mr. David L. Kelly Denton & Keuler 555 Jefferson Street Suite 301 Paducah Bank Building Paducah, KY 42001

Mr. Donald Wes Sullenger Law Office 1324 Jefferson Street Paducah, KY 42001

Re: Case No. 09-5839, *Heather Spees v. James Marine, Inc., et al* Originating Case No. 08-00073

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.