

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 10-2531

FILED
Sep 19, 2012
DEBORAH S. HUNT, Clerk

STEPHEN OUWINGA; LEANN OUWINGA; DAVID
OUWINGA; CHRISTINE OUWINGA; STONEY CREEK
FISHERIES AND EQUIPMENT INC., on behalf of themselves
and all others similarly situated,
Plaintiffs - Appellants,

v.

BENISTAR 419 PLAN SERVICES, INC.; BENISTAR LTD.,
Defendants,

JOHN HANCOCK VARIABLE LIFE INSURANCE COMPANY;
JOHN HANCOCK LIFE INSURANCE COMPANY; EDWARDS
ANGELL PALMER & DODGE, LLP; JOHN H REID, III; KRIS
LESLEY; ROBERT FOGG; PASCIAK JOHN HANCOCK
AGENCY LLC, fka West Michigan Pasciak General Agency,
Defendants - Appellees.

Before: SUHRHEINRICH, STRANCH, and DONALD, Circuit Judges.

JUDGMENT

On Appeal from the United States District Court
for the Western District of Michigan at Grand Rapids.

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 dismissal of the
Ouwingas' Amended Complaint is REVERSED, and the case is REMANDED for further proceedings
consistent with the opinion of this court.

ENTERED BY ORDER OF THE COURT

Deborah S. Hunt, Clerk