

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 10-4059

FILED
Feb 13, 2012
LEONARD GREEN, ClerkTRACY BAYS; KERRIGAN SKELLY,
Plaintiffs - Appellants,

v.

CITY OF FAIRBORN; PETER BALES, individually and in his official capacity as
Parks and Recreation Superintendent for the City of Fairborn; RODNEY MYERS,
individually and in his official capacity as Police Officer for the City of Fairborn; MARK
STANNARD, individually and in his official capacity as Police Officer for the City of
Fairborn,

Defendants - Appellees.

Before: SILER and KETHLEDGE, Circuit Judges; ADAMS, District Judge.

JUDGMENTOn Appeal from the United States District Court
for the Southern District of Ohio at Dayton.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 is REVERSED and the case is REMANDED with instructions to grant the preliminary
injunction requested by plaintiffs Tracy Bays and Kerrigan Skelly.**ENTERED BY ORDER OF THE COURT**_____
Leonard Green, Clerk