

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 10-5645



UNITED STATE OF AMERICA,
ex rel. BRIAN WALL,
Plaintiffs - Appellees,

v.

CIRCLE C CONSTRUCTION, L.L.C.,
Defendant - Appellant,

PHASE TECH, LLC,
Defendant.

Before: SILER and GRIFFIN, Circuit Judges; TARNOW, District Judge.

JUDGMENT

On Appeal from the United States District Court
for the Middle District of Tennessee at Nashville.

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 judgment with regard to liability is AFFIRMED. IT IS FURTHER ORDERED that the award of damages is REVERSED, and the case is REMANDED for recalculation of damages and further proceedings.

ENTERED BY ORDER OF THE COURT

A handwritten signature in black ink, appearing to read "Deborah S. Hunt".

Deborah S. Hunt, Clerk