

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

Nos. 10-6270/6301

ITALO PEDICINI,
Plaintiff - Appellant/Cross-Appellee,

v.

LIFE INSURANCE COMPANY OF ALABAMA,
Defendant - Appellee/Cross-Appellant.

Before: MERRITT and MOORE, Circuit Judges, and MAYS, District Judge.

JUDGMENT

On Appeal from the United States District Court
for the Western District of Kentucky at Bowling Green.

THIS CAUSE was heard on the record from the district court and was submitted on the briefs without oral argument.

IN CONSIDERATION WHEREOF, it is ORDERED that the judgment of the district court granting summary judgment to Pedicini on the breach-of-contract claim, denying Pedicini's motion to file a second amended complaint and Pedicini's motion for additional discovery is AFFIRMED. IT IS FURTHER ORDERED that the district court's grant of summary judgment in favor of Life Insurance Company of Alabama on the bad-faith claims is VACATED and the case is REMANDED for proceedings consistent with this opinion.

ENTERED BY ORDER OF THE COURT



Leonard Green, Clerk

FILED
Jun 21, 2012
LEONARD GREEN, Clerk