

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 11-1071/1129

SHEILA HENSLEY and McCLELLAN HENSLEY, SR.,
Plaintiffs - Appellants/Cross-Appellees
(11-1071 & 11-1129),McCLELLAN HENSLEY, JR.,
Plaintiff - Appellee (11-1129),

v.

RONALD GASSMAN, d/b/a REPORON,
Defendant - Appellee (11-1071),KEVIN SCOTT and BRIAN GILBERT, JR.,
Defendants - Appellees/Cross-Appellants
(11-1071 & 11-1129),HOWIE S. HANFT, BURNS LIQUIDATING, LLC
f/k/a BURNS RECOVERY, LLC,
Defendants.

Before: BATCHELDER, Chief Judge; McKEAGUE, Circuit Judge; QUIST, District Judge.

JUDGMENTOn Appeal from the United States District Court
for the Eastern District of Michigan at Bay City.

THIS CAUSE was heard on the record from the district court and was argued by counsel.

IN CONSIDERATION WHEREOF, it is ORDERED that (1) the Deputies' cross-appeal in Case No. 11-1129 is DISMISSED for lack of jurisdiction, (2) the district court's grant of summary judgment to the Deputies on the Hensleys' Fourth Amendment claim based on qualified immunity is REVERSED, (3) the portion of the district court's order denying the Hensleys' motion for summary judgment on the Fourth Amendment claim is VACATED, (4) the district court's grant of summary judgment on the Hensleys' § 1983 conspiracy claim is AFFIRMED, and (5) the portion of the district court's order declining supplemental jurisdiction over the Hensleys' state law claims is VACATED. IT IS FURTHER ORDERED that the case is REMANDED to the district court consistent with the opinion of this court.

ENTERED BY ORDER OF THE COURT_____
Deborah S. Hunt, Clerk**FILED**
Sep 11, 2012
DEBORAH S. HUNT, Clerk