

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 11-1496

WAYNE EARL LAFOUNTAIN,  
Plaintiff - Appellant,

**FILED**  
**May 22, 2013**  
DEBORAH S. HUNT, Clerk

v.

SHIRLEE HARRY, Warden, Muskegon Correctional  
Facility, et al.,  
Defendants - Appellees.

Before: MOORE, GIBBONS, and KETHLEDGE, 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 judgment of the district court is REVERSED IN PART and VACATED IN PART, and the case REMANDED to the district court for further proceedings consistent with the opinion of this court.

**ENTERED BY ORDER OF THE COURT**



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Deborah S. Hunt, Clerk