

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 11-1519

UNITED STATES OF AMERICA,
Plaintiff - Appellee,

v.

PHILLIP ZABAWA,
Defendant - Appellant.

Before: COLE and KETHLEDGE, Circuit Judges; THAPAR, District Judge.

JUDGMENT

On Appeal from the United States District Court
for the Eastern District of Michigan at Detroit.

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

IN CONSIDERATION WHEREOF, it is ORDERED that Zabawa's conviction under § 111(a)(1) is AFFIRMED, his conviction under § 111(b) is REVERSED, and the case REMANDED to the district court for further proceedings consistent with the opinion of this court.

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk

FILED
Jun 03, 2013
DEBORAH S. HUNT, Clerk