

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 11-4126

JAMES R. PRICE,  
Plaintiff - Appellee,

**FILED**  
**Feb 15, 2013**  
DEBORAH S. HUNT, Clerk

v.

BOARD OF TRUSTEES OF THE INDIANA  
LABORER'S PENSION FUND; INDIANA  
LABORER'S PENSION FUND,  
Defendants - Appellants.

Before: SUTTON and McKEAGUE, Circuit Judges; and JONKER, District Judge.

**JUDGMENT**

On Appeal from the United States District Court  
for the Southern District of Ohio at Columbus.

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

IN CONSIDERATION WHEREOF, and for the reasons more fully set forth in the Court's opinion of even date, it is ORDERED that the judgment of the district court is REVERSED, and the case is REMANDED with instructions to enter judgment for the defendants.

**ENTERED BY ORDER OF THE COURT**



Deborah S. Hunt, Clerk