

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 11-6449

JERMAINE SUTTON,
Plaintiff - Appellee,

FILED
Nov 28, 2012
DEBORAH S. HUNT, Clerk

v.

METROPOLITAN GOVERNMENT OF NASHVILLE
AND DAVIDSON COUNTY et al.,
Defendants,RICHARD MARTIN, in his individual and official
capacities as a Metro Police Officer,
Defendant - Appellant.

Before: GILMAN, GIBBONS, and ROGERS, Circuit Judges.

JUDGMENTOn Appeal from the United States District Court
for the Middle District of Tennessee at Nashville.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 district court's denial of
Officer Martin's motion to dismiss is AFFIRMED.**ENTERED BY ORDER OF THE COURT**

Deborah S. Hunt, Clerk