

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 12-2074

TODD R. ROCHOW and JOHN ROCHOW,
personal representatives of the Estate of
Daniel J. Rochow,
Plaintiffs - Appellees,

FILED
Mar 05, 2015
DEBORAH S. HUNT, Clerk

v.

LIFE INSURANCE COMPANY OF NORTH AMERICA,
Defendant - Appellant.

Before: COLE, Chief Judge; KEITH, BOGGS, BATCHELDER, MOORE, CLAY,
GIBBONS, ROGERS, SUTTON, COOK, McKEAGUE, GRIFFIN, KETHLEDGE,
WHITE, STRANCH, and DONALD, Circuit Judges..

JUDGMENT

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

UPON CONSIDERATION of the petition for rehearing en banc, the supplemental briefs,
and arguments of counsel,

For the reasons more fully set forth in the court's opinion of even date, IT IS ORDERED
that the district court's disgorgement award under § 502(a)(3) is VACATED, and the case is
REMANDED to the district court for consideration of whether and, if so, to what extent, award
of prejudgment interest is warranted under § 502(a)(1)(B).

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk