

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 12-3187

CAROL ANN SMITH,
Plaintiff - Appellant,

v.

PERKINS BOARD OF EDUCATION; DR. JAMES
P. GUNNER, individually and in his capacity as
Superintendent of the Perkins Local School District;
STEPHEN P. FINN, individually and in his capacity
as Principal of Briar Middle School,
Defendants - Appellees,STEVE SCHUSTER, et al.,
Defendants.

Before: CLAY, COOK, and ROTH, Circuit Judges.

JUDGMENTOn Appeal from the United States District Court
for the Northern District of Ohio at Toledo.

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

IN CONSIDERATION WHEREOF, it is ORDERED that the district court's decision as to Count One is AFFIRMED, its decision as to Counts Two, Three, and Four is REVERSED, and the case is REMANDED for further proceedings consistent with the opinion of this court.

ENTERED BY ORDER OF THE COURT

Deborah S. Hunt, Clerk**FILED**
Feb 27, 2013
DEBORAH S. HUNT, Clerk