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## UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT

No. 12-5477

UNITED STATES OF AMERICA,
Plaintiff - Appellee,

FILED Aug 07, 2013 DEBORAH S. HUNT, Clerk

v.

JERRY CHARLES NELSON, JR., Defendant - Appellant.

Before: ROGERS and KETHLEDGE, Circuit Judges; BORMAN, District Judge.

## **JUDGMENT**

On 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 argued by counsel.

IN CONSIDERATION WHEREOF, it is ORDERED that the district court's judgment is REVERSED, and the case is REMANDED for proceedings consistent with the opinion of this court.

ENTERED BY ORDER OF THE COURT

Deborah S. Hunt, Clerk