

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 12-6310

GARY WAYNE SUTTON,
Petitioner - Appellant,

FILED
Mar 19, 2014
DEBORAH S. HUNT, Clerk

v.

WAYNE CARPENTER, Warden,
Respondent - Appellee.

Before: MOORE, WHITE, and DONALD, Circuit Judges.

JUDGMENTOn Appeal from the United States District Court
for the Eastern District of Tennessee at Knoxville.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 case is REMANDED to
the district court for proceedings consistent with the opinion of this court.**ENTERED BY ORDER OF THE COURT**

Deborah S. Hunt, Clerk