

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 13-1209

RICHARD WERSHE, JR.,  
Plaintiff - Appellant,



v.

THOMAS COMBS, Chairperson, Michigan Parole Board;  
BARBARA S. SAMPSON, Member, Michigan Parole Board,  
in their official and individual capacities,  
Defendants - Appellees.

Before: MOORE and ROGERS, Circuit Judges; NIXON, District Judge.

**JUDGMENT**

On Appeal from the United States District Court  
for the Western District of Michigan at Grand Rapids.

THIS CAUSE was heard on the record from the district court and was submitted on the brief of the appellant without oral argument.

IN CONSIDERATION WHEREOF, it is ORDERED that the dismissal of Wershe's due-process claim is AFFIRMED, the dismissal of his Eighth Amendment claim is VACATED, and the case is REMANDED to the district court for further proceedings consistent with the opinion of this court.

**ENTERED BY ORDER OF THE COURT**

A handwritten signature in cursive script, appearing to read "Deborah S. Hunt".

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Deborah S. Hunt, Clerk