

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 13-4203

PHILLIP CORDELL,  
Plaintiff - Appellant,  
v.

**FILED**  
**Jul 16, 2014**  
DEBORAH S. HUNT, Clerk

GLEN MCKINNEY,  
Defendant - Appellee.

Before: MOORE and KETHLEDGE, Circuit Judges; TARNOW, District Judge.

**JUDGMENT**

On Appeal from the United States District Court  
for the Southern District of Ohio at Dayton.

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 grants of summary judgment and qualified immunity are REVERSED, and the case is REMANDED for further proceedings consistent with the opinion of this court.

**ENTERED BY ORDER OF THE COURT**



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Deborah S. Hunt, Clerk