

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 13-5181

UNITED PET SUPPLY, INC.,
Plaintiff - Appellee,

v.

CITY OF CHATTANOOGA, TENNESSEE,
Defendant,

ANIMAL CARE TRUST, acting under the assumed name
of McKamey Animal Care or McKamey Animal Care and
Adoption Center; PAULA HURN, KAREN WALSH, and
MARVIN NICHOLSON, JR., in their individual and official
capacities,

Defendants - Appellants.

Before: GUY, BATCHELDER, and MOORE, Circuit Judges.

JUDGMENT

On Appeal from the United States District Court
for the Eastern District of Tennessee at Chattanooga.

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 entry of summary
judgment is REVERSED in part, AFFIRMED in part, and REMANDED for further proceedings
consistent with the opinion of this court.

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk

