

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

Nos. 13-5975/6280

GREEN PARTY OF TENNESSEE; CONSTITUTION  
PARTY OF TENNESSEE,  
Plaintiffs - Appellees,

v.

TRE HARGETT, in his official capacity as  
Tennessee Secretary of State; MARK GOINS,  
in his official capacity as Coordinator of Elections  
for the State of Tennessee,  
Defendants - Appellants.

Before: COLE, Chief Judge; COOK and WHITE, Circuit Judges.

**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, and for the reasons more fully set forth in the court's opinion of even date, it is ORDERED that the district court's grant of summary judgment to the plaintiffs is REVERSED, and the case is REMANDED to the district court for further proceedings. IT IS FURTHER ORDERED that the district court's award of attorney's fees to the plaintiffs is VACATED, and this issue is REMANDED to the district court for reassessment and recalculation consistent with this opinion.

**ENTERED BY ORDER OF THE COURT**



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Deborah S. Hunt, Clerk

**FILED**  
**Aug 22, 2014**  
DEBORAH S. HUNT, Clerk