

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 13-6273

UNITED STATES OF AMERICA,  
Plaintiff - Appellee,

v.

JASON SIMMONS,  
Defendant - Appellee.

**FILED**  
Aug 14, 2015  
DEBORAH S. HUNT, Clerk

Before: COLE, Chief Judge; KETHLEDGE, Circuit Judge; OLIVER, District Judge.

**JUDGMENT**On Appeal from the United States District Court  
for the Western District of Tennessee at Memphis.

THIS CAUSE was heard on the record from the district court and was argued by counsel.

IN CONSIDERATION WHEREOF, it is ORDERED that the judgment of the district court is VACATED, and the case is REMANDED for further proceedings consistent with the opinion of this court.

**ENTERED BY ORDER OF THE COURT**\_\_\_\_\_  
Deborah S. Hunt, Clerk