

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 13-6319

GAYLON HAYDEN,
Plaintiff - Appellant,

FILED
Aug 18, 2014
DEBORAH S. HUNT, Clerk

v.

MARTIN MARIETTA MATERIALS, INC. FLEXIBLE
BENEFITS PROGRAM,
Defendant - Appellee.

Before: GILMAN, GIBBONS, and STRANCH, Circuit Judges.

JUDGMENT

On Appeal from the United States District Court
for the Western District of Kentucky at Paducah.

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

IN CONSIDERATION WHEREOF, it is ORDERED that the judgment of the district court is AFFIRMED with respect to Hayden's claim of physical disability, and REMANDED to the district court for further proceedings consistent with the opinion of this court with respect to Hayden's claim of mental disability.

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk