

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 14-1704

IMHOFF INVESTMENT, L.L.C.,
Plaintiff,AVIO, INC., a Michigan corporation,
individually and as the representative
of a putative class of similarly situated
persons,

Plaintiff - Appellant,

v.

ALFOCCINO, INC.; TALIERCIO
INVESTMENTS, INC.; FARSHID
SHUSHTARI,

Defendants - Appellees.

Before: SILER, MOORE, and STRANCH, Circuit Judges.

JUDGMENTOn Appeal from the United States District Court
for the Eastern District of Michigan at Detroit.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 district court's grant of summary
judgment to Alfoccino, Inc. is REVERSED, 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

FILED
Jul 07, 2015
DEBORAH S. HUNT, Clerk