

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 14-5860

AVELINO CRUZ MARTINEZ,  
Petitioner - Appellant,  
v.

**FILED**  
Jul 10, 2015  
DEBORAH S. HUNT, Clerk

UNITED STATES OF AMERICA,  
Respondent - Appellee.

Before: CLAY, GILMAN, and SUTTON, 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, it is ORDERED that the judgment of the district court is REVERSED, and the case is REMANDED for further proceedings consistent with the opinion of this court.

**ENTERED BY ORDER OF THE COURT**



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Deborah S. Hunt, Clerk