

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

Nos. 14-6406/6461

ANTHONY SMITH, JR. and  
LORETTA LYNN SMITH,  
Plaintiffs - Appellants (14-6406),

CHARTIS CASUALTY COMPANY,  
Intervening Plaintiff - Appellant (14-6406),

**FILED**  
Jun 30, 2016  
DEBORAH S. HUNT, Clerk

v.

JOY TECHNOLOGIES, INC., d/b/a Joy  
Mining Machinery,  
Defendant - Appellee.

Before: MERRITT, BATCHELDER, and GILMAN, Circuit Judges.

**JUDGMENT**

On Appeal from the United States District Court  
for the Eastern District of Kentucky at London.

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  
AFFIRMED, and the Smiths' motion to certify a proposed question of law is DENIED.

**ENTERED BY ORDER OF THE COURT**



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Deborah S. Hunt, Clerk