

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

No. 15-5629

DONALD R. PHILLIPS,
Petitioner - Appellant,

v.

RANDY L. WHITE, Warden,
Respondent - Appellee.**FILED**
Mar 15, 2017
DEBORAH S. HUNT, Clerk

Before: COLE, Circuit Judge; COOK and WHITE, Circuit Judges.

JUDGMENTOn 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 REVERSED and Donald Phillips is GRANTED a conditional writ of habeas corpus consistent with the opinion of this court.

ENTERED BY ORDER OF THE COURT

Deborah S. Hunt, Clerk