## UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT

No. 16-1137

OMAR RASHAD POUNCY,

Petitioner - Appellee,

v.

**FILED** 

Jan 13, 2017 DEBORAH S. HUNT, Clerk

CARMEN DENISE PALMER, Warden, Respondent - Appellant.

Before: BOGGS, CLAY, and SUTTON, Circuit Judges.

## **JUDGMENT**

On 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 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