

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

No. 16-5314

UNITED STATES OF AMERICA,  
Plaintiff-Appellee,

v.

JIMMY JAIL ABERNATHY,  
Defendant-Appellant.

**FILED**  
Dec 08, 2016  
DEBORAH S. HUNT, Clerk

Before: CLAY, KETHLEDGE, and DONALD, 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 submitted on the briefs without oral argument.

IN CONSIDERATION WHEREOF, it is ORDERED that the district court's denial of Defendant's motion to suppress is REVERSED, Defendant's convictions and sentence are VACATED, 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