

RECOMMENDED FOR FULL-TEXT PUBLICATION
Pursuant to Sixth Circuit I.O.P. 32.1(b)

File Name: 17a0047p.06

UNITED STATES COURT OF APPEALS

FOR THE SIXTH CIRCUIT

PETER CARL BORMUTH,

v.

COUNTY OF JACKSON,

Plaintiff-Appellant,

Defendant-Appellee.

}
No. 15-1869

Decided and Filed: February 27, 2017

Before: COLE, Chief Judge; BOGGS, BATCHELDER, MOORE, CLAY,
GIBBONS, ROGERS, SUTTON, COOK McKEAGUE, GRIFFIN,
KETHLEDGE, WHITE, STRANCH, and DONALD, Circuit Judges.

ORDER

A member of the en banc court sua sponte requested a poll in this case pursuant to 6 Cir. I.O.P. 35(e). A majority of the Judges of this Court in regular active service has voted for rehearing en banc of this case. Sixth Circuit Rule 35(b) provides as follows:

The effect of the granting of a hearing en banc shall be to vacate the previous opinion and judgment of this court, to stay the mandate and to restore the case on the docket sheet as a pending appeal.

Accordingly, it is ORDERED, that the previous decision and judgment of this court are vacated, the mandate is stayed, and this case is restored to the docket as a pending appeal.

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk