

187 F.3d 635

Unpublished Disposition

NOTICE: THIS IS AN UNPUBLISHED OPINION.

(The Court's decision is referenced in a "Table of Decisions Without Reported Opinions" appearing in the Federal Reporter. Use FI CTA6 Rule 28 and FI CTA6 IOP 206 for rules regarding the citation of unpublished opinions.)

United States Court of Appeals, Sixth Circuit.

Everett HADIX, et al. (No. 98-2391), Gary Knop, et al. (No. 99-1007), Plaintiffs-Appellees,

v.

Perry M. JOHNSON, et al., Defendants-Appellants.

Nos. 98-2391, 99-1007. | June 16, 1999.

Before GUY, NELSON, and DAUGHTREY, Circuit Judges.

Opinion

ORDER

*1 The defendants appeal the November 12, 1998 denial of their motion to terminate remedial injunctive relief granted in these prisoner civil rights class actions. On April 1, 1999, this court entered a decision in *Hadix v. Johnson*, 173 F.3d 958 (6th Cir.1999), *pet. for reh'g and en banc reh'g pending*. The April 1 decision reversed the remedial injunctive relief granted by district court that was the subject of the motion to terminate and remanded to the district court for additional findings. The plaintiffs are before the court seeking an order vacating the November 12 district court ruling and remanding for further proceedings consistent with this court's April 1 decision. Although the defendants filed an opposition to the plaintiffs' motion, they agree that these appeals should be remanded.

The plaintiffs' motion is GRANTED; the portion of the November 12, 1998 opinion and order of the district court denying the defendants' motion to terminate is VACATED; these appeals are REMANDED to the district court for further proceedings.

Parallel Citations

1999 WL 426479 (C.A.6 (Mich.))