UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

FRANK MCKENNA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	**NO. 3:22-cv-00129**
	)	
DILLON TRANSPORTATION, LLC,	)	
	)	
Defendant.	)	

ORDER

For the reasons stated on the record, Defendant's Motion for Summary Judgment (Doc. No. 22) is **GRANTED**, the Plaintiff's Motion to Defer (Doc. No. 32) is **DENIED**. This case is **DISMISSED WITH PREJUDICE**. This is a final order. All pending motions are **DENIED**. The Clerk shall enter judgment under Federal Rule of Civil Procedure 58 and close the file.

IT IS SO ORDERED.

Waverly D. Crenshaw, Jr.

WAVERLY D. CRENSHAW, JR.
CHIEF UNITED STATES DISTRICT JUDGE

No. 23-5568

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

FILED
May 9, 2024
KELLY L. STEPHENS, Clerk

FRANK MCKENNA,

Plaintiff-Appellant,

v.

DILLON TRANSPORTATION, LLC,

Defendant-Appellee.

ORDER

BEFORE: GRIFFIN, THAPAR, and NALBANDIAN, Circuit Judges.

The court received a petition for rehearing en banc. The original panel has reviewed the petition for rehearing and concludes that the issues raised in the petition were fully considered upon the original submission and decision of the case. The petition then was circulated to the full court. No judge has requested a vote on the suggestion for rehearing en banc.

Therefore, the petition is denied.

ENTERED BY ORDER OF THE COURT

Kelly L. Stephens, Clerk

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT
100 EAST FIFTH STREET, ROOM 540
Kelly L. Stephens
Clerk
POTTER STEWART U.S. COURTHOUSE
CINCINNATI, OHIO 45202-3988
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Filed: May 09, 2024

Mr. Gary Dean Copas
Gary D. Copas, Attorney at Law
P.O. Box 190137
Nashville, TN 37219-0137

Re: Case No. 23-5568, *Frank McKenna v. Dillon Transportation, LLC*
Originating Case No.: 3:22-cv-00129

Dear Mr. Copas,

The Court issued the enclosed Order today in this case.

Sincerely yours,

s/Beverly L. Harris
En Banc Coordinator
Direct Dial No. 513-564-7077

cc: Mr. Jeffrey Ellison Cox
Mr. Henry E. Seaton III

Enclosure