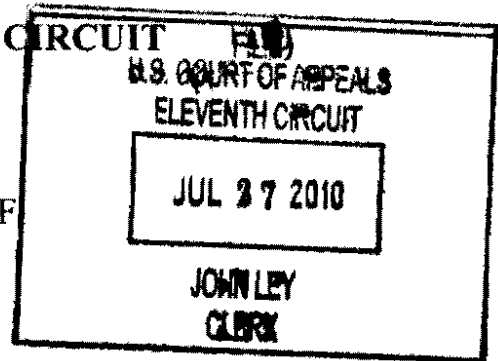


IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
No. 09-12255-FF  
\_\_\_\_\_



CITY OF COLLEGE PARK,  
CHARLES E. PHILLIPS, SR.,

Plaintiffs-Appellants,

versus

FILED IN CLERK'S OFFICE  
U.S.D.C. Atlanta

CITY OF ATLANTA,  
SHIRLEY FRANKLIN,  
in her official capacity as  
Mayor of the City of Atlanta,

JUL 28 2010

JAMES N. HATTEN, CLERK  
By: *[Signature]*

Defendants-Appellees,

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On Appeal from the United States District Court for the  
Northern District of Georgia  
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BEFORE: BIRCH, HULL and PRYOR, Circuit Judges.

BY THE COURT:

On its own motion, this Court hereby REMANDS IN FULL this matter in light of District Court's June 9, 2010, certification order. See Eleventh Circuit R. 12-1-1(c)(2)(ii).

The parties' "Joint Motion For Remand," which is construed as a joint motion to stay and for limited remand to District Court for the purpose of granting the parties' "Joint Motion for Relief from Order and Opinion and Judgment" and entering the parties' proposed Consent Order, is DENIED AS MOOT.

The Clerk is directed to close this appeal.

A True Copy - Attested:  
Clerk, U.S. Court of Appeals  
Eleventh Circuit

By:   
Deputy Clerk  
Atlanta, Georgia