

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 11-7053

September Term, 2011

FILED ON: MARCH 2, 2012

PATRICIA GRIMES, AS THE NEXT BEST FRIEND AND PERSONAL
REPRESENTATIVE OF THE ESTATE OF KARL GRIMES,
APPELLANT

v.

DISTRICT OF COLUMBIA AND PRINCE GEORGE'S HOSPITAL CENTER,
APPELLEES

On Appeal from the United States District Court
for the District of Columbia
(No. 1:08-cv-02024)

Before: GARLAND, *Circuit Judge*, and EDWARDS and WILLIAMS, *Senior Circuit Judges*

J U D G M E N T

This appeal was considered on the record from the United States District Court for the District of Columbia and on the briefs filed by the parties. *See* Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). It is

ORDERED AND ADJUDGED that the judgment of the District Court be vacated and the case remanded so that the District Court can consider the effect of the 2010 amendments to Federal Rule of Civil Procedure 56 and “state on the record the reasons for granting or denying [the summary judgment] motion.” Fed. R. Civ. P. 56(a). We express no opinion as to the consequences for this case of the interaction of amended Federal Rule of Civil Procedure 56(e) and the accompanying 2010 Advisory Committee Note, Federal Rule of Civil Procedure 55, and Local Rule 7(b). We leave these matters to be addressed by the District Court in the first instance.

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. *See* Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Jennifer M. Clark
Deputy Clerk