

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

File Name: 26a0028p.06

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

JESSICA CLIPPINGER, nka Jessica Pyron, on behalf of
herself and all others similarly situated,

Plaintiff-Appellee,

No. 24-5421

v.

STATE FARM AUTOMOBILE INSURANCE COMPANY,

Defendant-Appellant.

On Petition for Rehearing En Banc
United States District Court for the Western District of Tennessee at Memphis.
No. 2:20-cv-02482—Thomas L. Parker, District Judge.

Decided and Filed: January 29, 2026

Before: SUTTON, Chief Judge; MOORE, CLAY, GRIFFIN, KETHLEDGE,
THAPAR, BUSH, LARSEN, NALBANDIAN, READLER, MURPHY, DAVIS,
MATHIS, BLOOMEKATZ, RITZ, and HERMANDORFER, Circuit Judges.

COUNSEL

ON PETITION FOR REHEARING EN BANC and REPLY: Jeffrey B. Wall, Judson O. Littleton, SULLIVAN & CROMWELL LLP, Washington, D.C., Theodore J. Boutrous Jr., Bradley J. Hamburger, Daniel R. Adler, Matt Aidan Getz, GIBSON, DUNN & CRUTCHER LLP, Los Angeles, California, for Appellant. **ON RESPONSE:** Hank Bates, Lee Lowther, CARNEY BATES & PULLIAM, PLLC, Little Rock, Arkansas, Jacob L. Phillips, JACOBSON PHILLIPS PLLC, Winter Park, Florida, for Appellee. **ON BRIEF:** Adam G. Unikowsky, JENNER & BLOCK LLP, Washington, D.C., for Amici Curiae.

ORDER

A majority of the Judges of this Court in regular active service has voted for rehearing en banc of this case. Under Sixth Circuit Rule 40(d), “[a] decision to grant rehearing en banc vacates the previous opinion and judgment or order of the court, stays the mandate, and restores the case on the docket 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.

The Clerk will direct the parties to file supplemental briefs and will schedule this case for oral argument as soon as possible.

ENTERED BY ORDER OF THE COURT



Kelly L. Stephens, Clerk