

FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

PAUL SOMERS,

Plaintiff-Appellee,

v.

DIGITAL REALTY TRUST INC., a
Maryland corporation; ELLEN
JACOBS,

Defendants-Appellants.

No. 15-17352

D.C. No.
3:14-cv-05180-
EMC

ORDER

On Remand from the United States Supreme Court

Filed April 11, 2018

Before: Mary M. Schroeder, Kim McLane Wardlaw,
and John B. Owens, Circuit Judges.

ORDER

The judgment of the District Court is reversed and the case is remanded for proceedings consistent with the opinion of the United States Supreme Court in *Digital Realty Tr., Inc. v. Somers*, 138 S. Ct. 767 (2018).