

NOTE: This order is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

---

**UNITED STATES,**  
*Plaintiff-Appellee,*

v.

**GREAT AMERICAN INSURANCE COMPANY OF  
NEW YORK, ALSO KNOWN AS AMERICAN  
NATIONAL FIRE INSURANCE COMPANY,**  
*Defendant-Appellant,*

AND

**WASHINGTON INTERNATIONAL INSURANCE  
COMPANY,**  
*Defendant.*

---

2012-1056

---

Appeal from the United States Court of International  
Trade in case no. 09-CV-0187, Senior Judge Richard W.  
Goldberg.

---

**ON MOTION**

---

**ORDER**

Great American Insurance Company of New York (Great American Insurance) moves to withdraw its appeal without prejudice to its right to file another appeal should either the United States or Washington International Insurance Company file a subsequent notice of appeal. The United States submits a letter requesting the court withdraw its order entered on May 22, 2012.

Upon consideration thereof,

IT IS ORDERED THAT:

- (1) The court's May 22, 2012 order is withdrawn as moot.
- (2) The motion to withdraw the appeal is granted. Appeal 2012-1056 is dismissed.\*
- (3) Each party shall bear its own costs.

FOR THE COURT

JUN 05 2012

Date

/s/ Jan Horbaly

Jan Horbaly  
Clerk

cc: Theodore R. Posner, Esq.  
Amy M. Rubin, Esq.

s25

ISSUED AS A MANDATE:

JUN 05 2012

**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

JUN 05 2012

JAN HORBALY  
CLERK

\* It is not the court's usual practice to designate a dismissal as being with or without prejudice.