

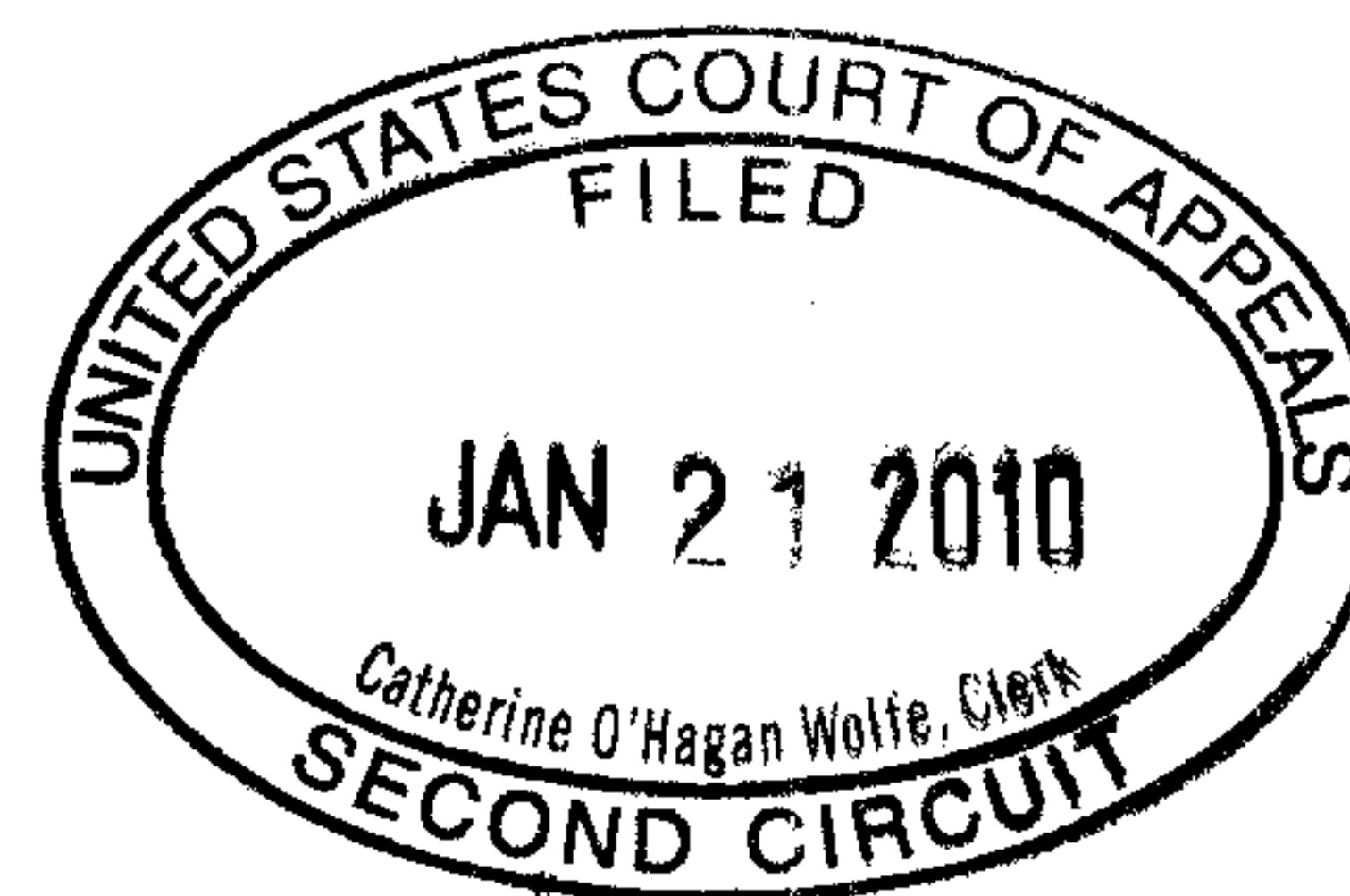
United States Court of Appeals  
FOR THE  
SECOND CIRCUIT

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At a stated term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 21<sup>st</sup> day of January, two thousand ten,

Present:

Ralph K. Winter,  
John M. Walker, Jr.,  
Rosemary S. Pooler,  
*Circuit Judges.*



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Insurance Company of North America, *et al.*,

*Petitioners-Appellants,*

v.

09-3640-cv


Public Service Mutual Insurance Company,

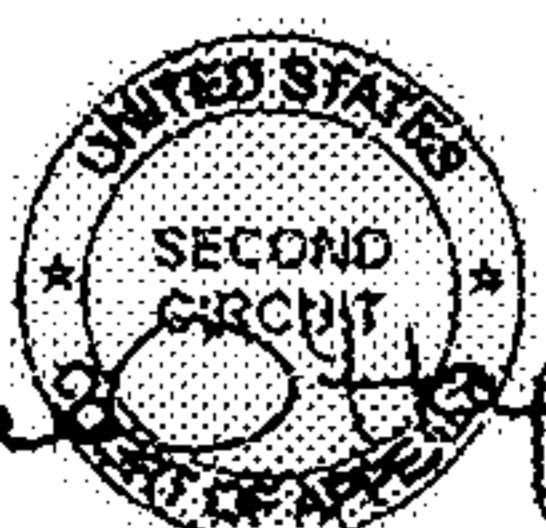
*Defendant-Appellee.*

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Appellants move for a stay pending appeal. Appellees move to dismiss the appeal for lack of jurisdiction. Upon due consideration, it is hereby ORDERED that the motion to dismiss is DENIED. See Green Tree Financial Corp. v. Randolph, 531 U.S. 79, 86 (2000). It is further ORDERED that the motion for a stay pending appeal is GRANTED. See Hirschfeld v. Bd. of Elections in the City of N.Y., 984 F.2d 35, 39 (2d Cir. 1993). The appeal in this case shall be calendared for oral argument on the week of **February 16, 2010**. Appellant shall submit Appellant's brief on or before **January 29, 2010**. Appellee shall submit Appellee's brief on or before **February 5, 2010**. Appellant shall submit Appellant's reply brief on or before **February 8, 2010**. No extensions shall be granted.

FOR THE COURT:  
Catherine O'Hagan Wolfe, Clerk

  
Catherine O'Hagan Wolfe

A circular seal of the United States Court of Appeals for the Second Circuit, featuring the text "UNITED STATES COURT OF APPEALS" and "SECOND CIRCUIT" around the perimeter.