

Syllabus

FIRST AMERICAN FINANCIAL CORP., SUCCESSOR
IN INTEREST TO FIRST AMERICAN CORP., ET AL.
v. EDWARDSCERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

No. 10–708. Argued November 28, 2011—Decided June 28, 2012
Certiorari dismissed. Reported below: 610 F. 3d 514.

Aaron M. Panner argued the cause for petitioners. With him on the briefs were *Michael K. Kellogg*, *Gregory G. Rapawy*, *Brendan J. Crimmins*, *Charles A. Newman*, and *Michael J. Duvall*.

Jeffrey A. Lamken argued the cause for respondent. With him on the brief were *Cyril V. Smith*, *David A. Reiser*, *Edward Kramer*, *Robert K. Kry*, *Martin V. Totaro*, *Richard S. Gordon*, *Martin E. Wolf*, and *James W. Spertus*.

Anthony A. Yang argued the cause for the United States as *amicus curiae* urging affirmance. With him on the brief were *Solicitor General Verrilli*, *Assistant Attorney General West*, *Deputy Solicitor General Stewart*, *Michael Jay Singer*, *Christine N. Kohl*, *David M. Gossett*, and *Deepak Gupta*.*

*Briefs of *amici curiae* urging reversal were filed for ACA International by *Tomio B. Narita* and *Jeffrey A. Topor*; for the American Bankers Association et al. by *Thomas M. Hefferon* and *William F. Sheehan*; for the American Land Title Association by *Roy T. Englert, Jr.*, and *Ariel N. Lavimbuk*; for the Association of Global Automakers, Inc., et al. by *Donald M. Falk*; for the Consumer Data Industry Association by *Anne P. Fortney*; for DRI—The Voice of the Defense Bar et al. by *R. Matthew Cairns*, *Mary Massaron Ross*, and *Hilary A. Ballentine*; for Experian Information Solutions, Inc., by *Meir Feder* and *Daniel J. McLoon*; for Facebook, Inc., et al. by *Patrick J. Carome*; for the International Association of Defense Counsel by *Mary-Christine Sungaila* and *J. Mitchell Smith*; for the National Association of Home Builders et al. by *Christopher M. Whitcomb*, *Thomas J. Ward*, and *Nick Cammarota*; for the National Association of Retail Collection Attorneys by *David M. Schultz*, *Joel D. Bertocchi*, and *Stephen*

Per Curiam

PER CURIAM.

The writ of certiorari is dismissed as improvidently granted.

It is so ordered.

R. Swofford; for the New England Legal Foundation et al. by *Benjamin G. Robbins*, *Martin J. Newhouse*, *Robin S. Conrad*, and *Kathryn Comerford Todd*; for the Pacific Legal Foundation et al. by *Deborah J. La Fetra*, *John C. Eastman*, and *Anthony T. Caso*; for the Real Estate Services Providers Council, Inc., by *Jay N. Varon* and *Michael D. Leffel*; and for the Stewart Information Services Corp. et al. by *Peter D. Keisler*, *Jonathan F. Cohn*, *Matthew D. Krueger*, and *Christine R. Milton*.

Briefs of *amici curiae* urging affirmance were filed for the State of Missouri et al. by *Chris Koster*, Attorney General of Missouri, and *James R. Layton*, Solicitor General, and by the Attorneys General for their respective States as follows: *John J. Burns* of Alaska, *Kamala D. Harris* of California, *David M. Louie* of Hawaii, *Lisa Madigan* of Illinois, *Tom Miller* of Iowa, *Jim Hood* of Mississippi, *Catherine Cortez Masto* of Nevada, *Gary K. King* of New Mexico, *Robert M. McKenna* of Washington, and *Darrell V. McGraw, Jr.*, of West Virginia; for AARP et al. by *Scott L. Nelson* and *Allison M. Zieve*; for the Electronic Privacy Information Center by *Marc Rotenberg*; for the Lawyers' Committee for Civil Rights Under Law et al. by *Janell M. Byrd*, *Jon M. Greenbaum*, *Stephen M. Dane*, *John Payton*, *Debo P. Adegbile*, *Elise C. Boddie*, and *Leslie Proll*; for the National Association of Independent Land Title Agents by *Gregory W. Happ*; for Public Law Professors by *Jonathan S. Massey*; for the Reporter and Advisers to Restatement (Third) of Restitution and Unjust Enrichment by *Douglas Laycock*; and for Erick Carter et al. by *John T. Murray*.

Briefs of *amici curiae* were filed for the Toyota Economic-Loss Plaintiffs by *Steve W. Berman*, *Marc M. Seltzer*, and *Frank M. Pitre*; for Trust Law and ERISA Law Professors by *Melanie B. Leslie*; and for Birny Birnbaum et al. by *Shelley R. Sadin*.