

United States Court of Appeals For the First Circuit

No. 12-2207

TRANSAMERICA LIFE INSURANCE COMPANY

Plaintiff - Appellant

v.

ESTELLA RODRIGUES

Defendant - Appellee

JOSEPH A. CARAMADRE; RAYMOUR RADHAKISTAN; ESTATE PLANNING
RESOURCES, INC.; ; EDWARD L. MAGGIACOMO; LIFEMARK SECURITIES CORP.;
PATRICK GARVEY

ORDER OF COURT

Entered: November 16, 2012
Pursuant to 1st Cir. R. 27.0(d)

This court has docketed plaintiff Transamerica Life Insurance Company's appeal from the judgment that entered on August 2, 2012 pursuant to Fed. R. Civ. P. 54(b) in No. 09-cv-00471-S-PAS (D. R.I.). We retain jurisdiction, but remand to the district court for a statement of reasons in support of the entry of judgment pursuant to Fed. R. Civ. P. 54(b). See Spiegel v. Trustees of Tufts College, 843 F.2d 38, 43 (1st Cir. 1988) (district court “should ordinarily make specific findings setting forth the reasons” for entry of judgment pursuant to Rule 54(b)); Santa Maria v. Owens-Illinois, Inc., 808 F.2d 848, 854 (1st Cir. 1986) (“talismanic statement...that ‘there is no just reason for delay’” is insufficient; district court should “clearly articulate the factors that it has considered and its reasoning in granting the Rule 54(b) certification”). The district court is requested to furnish its reasons within ten days of the date of this order.

By the Court:

/s/ Margaret Carter, Clerk

cc: Hon. William E. Smith
David DiMarzio, Clerk of Court
David E. Barry
Michael J. Daly
Robert G. Flanders Jr.
John A. MacFadyen
Brooks R. Magratten
Kelly M. Moore
C. Leonard O'Brien
David G. Palmer
R. Daniel Prentiss
Adam M. Ramos
Raymond Matthew Ripple
Deming E. Sherman