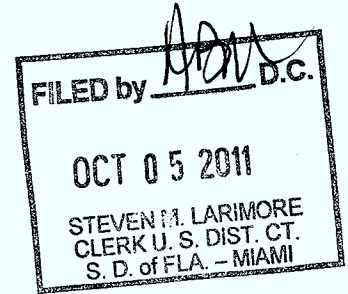


**UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING  
56 Forsyth Street, N.W.  
Atlanta, Georgia 30303



John Ley  
Clerk of Court

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[www.ca11.uscourts.gov](http://www.ca11.uscourts.gov)

September 29, 2011

Steven M. Larimore  
United States District Court  
400 N MIAMI AVE  
MIAMI, FL 33128-1807

Appeal Number: 10-15262-CC  
Case Style: Moshe Saperstein, et al v. The Palestinian Authority, et al  
District Court Docket No: 1:04-cv-20225-PAS

The enclosed certified copy of this Court's Order of Dismissal is issued as the mandate of this court. See 11th Cir. R. 41-4. Counsel and pro se parties are advised that pursuant to 11th Cir. R. 27-2, "a motion to reconsider, vacate, or modify an order must be filed within 21 days of the entry of such order. No additional time shall be allowed for mailing."

Sincerely,

JOHN LEY, Clerk of Court

Reply to: Brenda F. Wiegmann, CC  
Phone #: (404) 335-6174

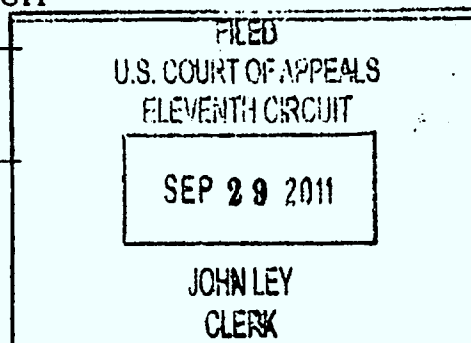
Enclosure(s)

DIS-4 Multi-purpose dismissal letter

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
No. 10-15262-CC  
\_\_\_\_\_



MOSHE SAPERSTEIN,  
RACHEL SAPERSTEIN,  
AVI ITZHAK SAPERSTEIN,  
TAMAR SAPERSTEIN,  
DAFNA SAPERSTEIN,

Plaintiffs-Appellants,

versus

THE PALESTINIAN AUTHORITY,  
THE PALESTINE LIBERATION ORGANIZATION,

Defendants-Appellees.

\_\_\_\_\_  
Appeal from the United States District Court  
for the Southern District of Florida  
\_\_\_\_\_

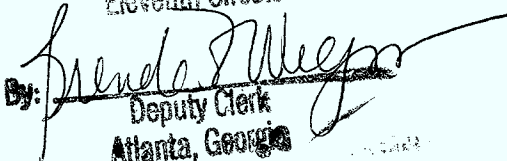
Before: BARKETT, PRYOR and MARTIN , Circuit Judges.

BY THE COURT:

Appellees' Motion to Dismiss Appeal is GRANTED, and this appeal is DISMISSED for lack of jurisdiction. The appeal by Moshe Saperstein does not present an Article III case or controversy, as Saperstein does not possess the requisite adversity with respect to the voluntary dismissal with prejudice of his claims. *Druhan v. Am. Mut. Life*, 166 F.3d 1324, 1326 (11th Cir. 1999). Further, this appeal does not fall within the fact-specific exception provided in *OFS Fitel, LLC v. Epstein*,

*Becker and Green, P.C.*, 549 F.3d 1344 (11th Cir. 2008), because the district court's October 4, 2010, interlocutory order was not case-dispositive. The appeal by Rachel Saperstein, Avi Itzhak Saperstein, Tamar Saperstein, and Dafna Saperstein, (collectively, "Saperstein Relatives"), is dismissed because the Saperstein Relatives expressly abandoned their appeal of the district court's December 22, 2006, order, which was the only order adjudicating their claims.

The "Motion Pursuant to 28 U.S.C. § 1653 to Amend Defective Allegations of Jurisdiction" is DENIED AS MOOT. The Clerk is directed to GRANT, *nunc pro tunc*, the parties' motions to extend the page limits and time for filing.

A True Copy - Attested  
Clerk, U.S. Court of Appeals  
Eleventh Circuit  
By:   
Deputy Clerk  
Atlanta, Georgia