IN THE UNITED STATES COURT OF APPEALS

FILED August 25, 2005

Charles R. Fulbruge III
Clerk

No. 03-60358

INGALLS SHIPBUILDING

Plaintiff - Appellant - Cross-Appellee

v.

FEDERAL INSURANCE CO

Defendant - Appellee

v.

TRANSOCEAN OFFSHORE INC

Cross-Appellant

NIGEL S BROUSSARD

Plaintiff

v.

TRANSOCEAN OFFSHORE INC; ET AL

Defendants

TRANSOCEAN OFFSHORE INC

Defendant - Cross Defendant - Counter Claimant - Cross-Appellant

v.

CERTIFIED EMPLOYEE SERVICES INC

Defendant - Appellee

v.

Defendant - Cross Claimant - Cross
Defendant - Cross-Appellee and
CRAFT WELDING & CONTRACTING CO
Defendant - Cross Claimant - Counter Defendant - Cross-Appellee v.
INGALLS SHIPBUILDING
Appellant - Cross-Appellee
TRANSOCEAN OFFSHORE
Plaintiff - Appellee - Cross-Appellant v.
TUDOR INSURANCE CO; ET AL
Defendants
NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PENNSYLVANIA; NATIONAL FIRE & MARINE INSURANCE COMPANY
Defendants - Appellants - Cross-Appellees
No. 03-60557
INGALLS SHIPBUILDING
Plaintiff v.
FEDERAL INSURANCE COMPANY
Defendant

MH PYRAMID INC

TRANSOCEAN OFFSHORE

Plaintiff - Appellee

v.

TUDOR INSURANCE COMPANY; ET AL

Defendants

NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PENNSYLVANIA; NATIONAL FIRE & MARINE INSURANCE COMPANY

Defendants - Appellants

Appeals from the United States District Court for the Southern District of Mississippi, Biloxi

ON PETITION FOR REHEARING AND REHEARING EN BANC

Before WIENER and PRADO, Circuit Judges, and LITTLE, District Judge.*

PER CURIAM:

The Petition for Rehearing filed by National Union Fire Insurance Company of Pittsburg, Pennlsylvania ("National Union") is DENIED, and as no member of this panel nor judge in regular active service on the court has requested that the court be polled on rehearing en banc (FED. R. APP, P. AND 5TH CIR. R. 35), the Petition for Rehearing En Banc is also DENIED.

The Petition for Panel Rehearing filed by National Fire & Marine Insurance Company ("National Fire") is GRANTED in part,

^{*}District Judge for the Western District of Louisiana, sitting by designation.

for the limited purpose of modifying the portion of our opinion that remanded for the district court to re-determine the amount of Transocean's defense costs for which National Fire is responsible. That portion of our opinion is hereby deleted and withdrawn. Therefore, the district court's original calculation of the portion of Transocean's defense costs for which National Fire is obligated is AFFIRMED.