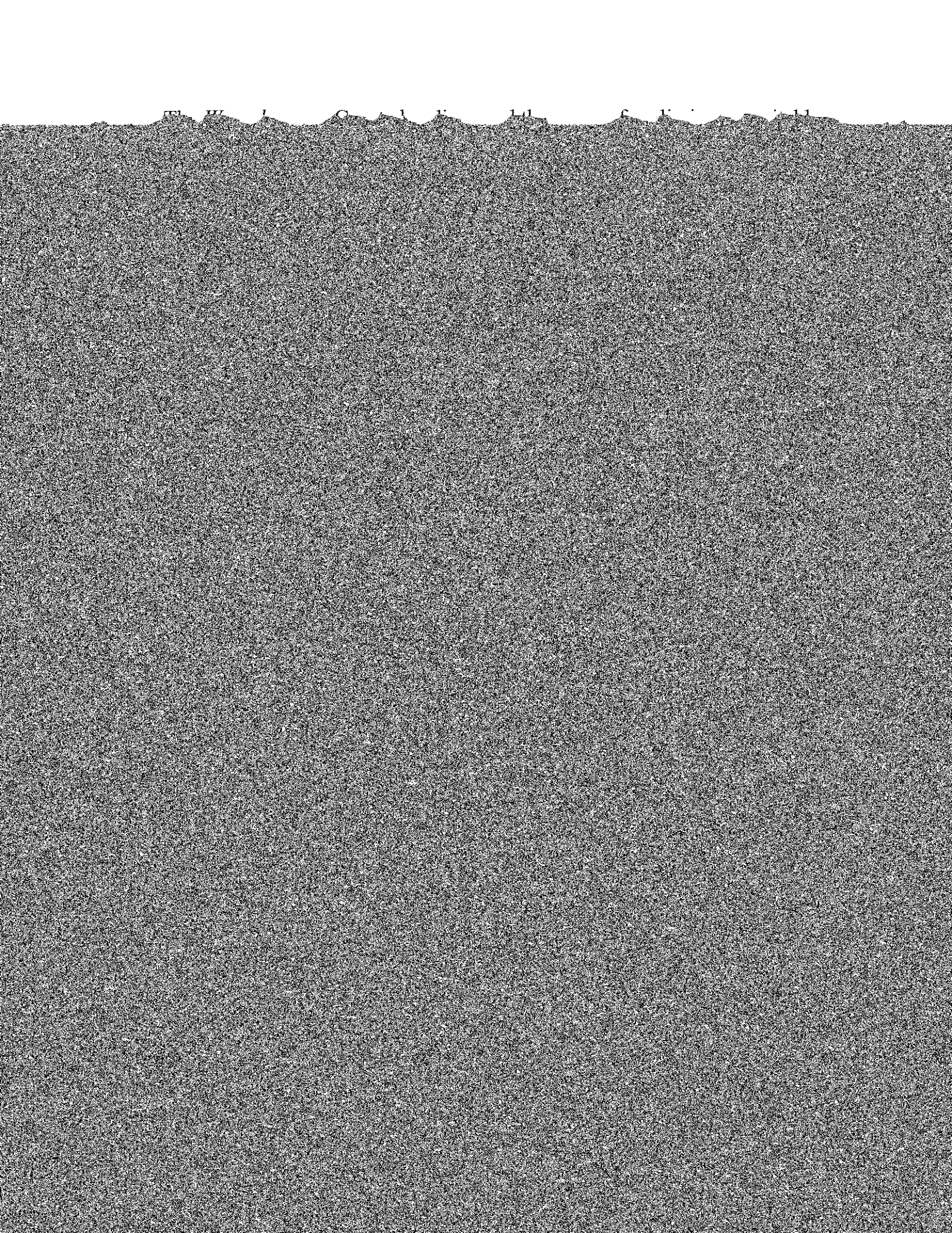
This Court's ruling in *FTC v. Weyerhaeuser*, 665 F.3d 1072, 1081 (D.C.



the court considered whether a district court's denial of a temporary restraining order to prevent a merger was a final, appealable order under 28 U.S.C. § 1291 – not whether the case was moot. *Food Town*, 539 F.2d at 1342. The *Food Town*