

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT
Case No.: 17-12852-DD**

MASTER SGT. ANTHONY R
EDWARDS, DOREEN BIERYLA; ED
BIERYLA; DON R. CAMERON, III;
MICHAEL CARMODY; AMIT
CHOKSI; JOSEPH K. DUGHMAN;
JAMES FERGUSON; GATOR
CAPITAL MANAGEMENT, LLC;
ALLEN HARDEN; MATT HILL; JAY
HUBER; JIM HUMPHRIES;
GORDON INMAN; SHAUN INMAN;
KEVIN JARVIS; CATHERINE M.
JENNINGS; RICH KIVELA;
CONSTANCE LAMEIER; JEFFREY
LANGBERG; JEAN MAC BALL;
JAMES MILLER; PHIL MILLER;
SYLVIA MILLER; WILLIAM
MILTON, JR.; MARYAM MOINFAR;
RAY B. O'STEEN; WAYNE OLSEN;
DR. MICHAEL PASTERNAK;
PERINI CAPITAL LLC; CARL R.
ROBERTS; JERRY W. SHARBER;
LOUISE STRANG; MELODY
SULLIVAN; JOSEPH WASKE;
JOHNNA B. WATSON; RANDY
WEBB; BARRY WEST; JAY WINER;
and JORGE ZAPATA,

Plaintiffs-Appellants,

FEDERAL HOUSING FINANCE
AGENCY,

Plaintiff-Appellee,

vs.

DELOITTE & TOUCHE, LLP,

District Court Case No.:
1:16-cv-21221-RNS

Defendant-Appellee,

Appeal from the United States District Court
For the Southern District of Florida

**PLAINTIFFS-APPELLANTS' UNOPPOSED
MOTION TO DISMISS APPEAL WITH
PREJUDICE**

**APPELLANT'S CERTIFICATE OF INTERESTED PERSONS AND
CORPORATE DISCLOSURE STATEMENT**

In compliance with Local Rule 26.1-1, Appellants certify that the following is a complete list of the trial judges, all attorneys, persons, associations of persons, firms, partnerships, or corporations that have an interest in the outcome of the particular case or appeal, including subsidiaries, conglomerates, affiliates and parent corporations, including any publicly held corporation that owns 10% or more of the party's stock, and other identifiable legal entities related to a party.

Arnold & Porter Kaye Scholer, LLP, counsel for Plaintiff/Appellee Federal
Housing Finance Agency

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Barrios, Brad F., trial counsel for Plaintiffs/Appellants

Bieryla, Doreen, Plaintiff/Appellant

Bieryla, Ed, Plaintiff/Appellant

Cameron, Don R., III, Plaintiff/Appellant

Carmody, Michael, Plaintiff/Appellant

Choski, Amit, Plaintiff/Appellant

Cayne, Howard N., counsel for Plaintiff/Appellee Federal Housing Finance
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Creed, Rebecca Bowen, appellate counsel for Plaintiffs/Appellants

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Deloitte & Touche, LLP, Defendant/Appellee

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Dubbin & Kravetz, LLP, counsel for Plaintiff/Appellee Federal Housing
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Dughman, Joseph K., Plaintiff/Appellant

Edwards, Master Sergeant Anthony R., Plaintiff/Appellant

Federal Housing Finance Agency, Plaintiff/Appellee

Federal National Mortgage Association (Fannie Mae)

Ferguson, James, Plaintiff/Appellant

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Gowdy, Bryan S., appellate counsel for Plaintiffs/Appellants

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Huber, Jay, Plaintiff/Appellant

Humphries, Jim, Plaintiff/Appellant

Inman, Gordon, Plaintiff/Appellant

Inman, Shaun, Plaintiff/Appellant

Jarvis, Kevin, Plaintiff/Appellant

Jennings, Catherine, M., Plaintiff/Appellant

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Miller, Sylvia, Plaintiff/Appellant

Milton, William, Jr., Plaintiff/Appellant

Moinfar, Maryam, Plaintiff/Appellant

Olsen, Wayne, Plaintiff/Appellant

O'Steen, Ray B., Plaintiff/Appellant

Otazo-Reyes, Honorable Alicia M., United States Magistrate Judge for

Southern District of Florida

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Scola, Honorable Robert N., United States District Judge for Southern District
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Sullivan, Melody, Plaintiff/Appellant

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U.S. Department of Justice

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Waske, Joseph, Plaintiff/Appellant

Watson, Johnna B., Plaintiff/Appellant

Webb, Randy, Plaintiff/Appellant

FHFA, Substituted Plaintiff-Appellee v. Deloitte & Touche, LLP, Defendant-Appellee, Master Sgt. Anthony R. Edwards, et al., Original Plaintiffs-Appellants, Case No.: 17-12852-DD

Weinshall, Matthew, counsel for Defendant/Appellee

West, Barry, Plaintiff/Appellant

Winer, Jay, Plaintiff/Appellant

Sapata, Jorge, Plaintiff/Appellant

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By: /s/ Bryan S. Gowdy

Bryan S. Gowdy

UNOPOSED MOTION TO DISMISS WITH PREJUDICE

Plaintiffs-Appellants, Master Sergeant Anthony R. Edwards, *et al.*, pursuant to Federal Rule of Appellate Procedure 42 and Eleventh Circuit Rule 42-1, request that this Court dismiss this appeal with prejudice and with each party to bear its own costs and attorney's fees. The undersigned counsel certifies that he has conferred with counsel for the Plaintiff-Appellee and counsel for the Defendant-Appellee and is authorized to represent that they do not oppose the relief requested in this motion.

Respectfully submitted,

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CERTIFICATE OF COMPLIANCE

I HEREBY CERTIFY that this motion complies with the type-volume limitation of Rule 27(d)(7), Federal Rules of Appellate Procedure, in that it contains 82 words (including words in footnotes), excluding the parts of the document exempted by Rule 32(f), Federal Rules of Appellate Procedure, according to the word-processing system used to prepare this brief. This document complies with the typeface requirements of Rule 32(a)(5), Federal Rules of Appellate Procedure, and the type-style requirements of Rule 32(a)(6), Federal Rules of Appellate Procedure.

/s/Bryan S. Gowdy
Attorney

CERTIFICATE OF SERVICE

I HERBY CERTIFY that a true and correct copy of the foregoing was filed with the Clerk of Court using the CM/ECF system which will serve a Notice of Docket Activity on this 23rd day of October, 2017 to the following:

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