

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

FAIRHOLME FUNDS, INC., <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. 13-465C
	)	(Judge Sweeney)
THE UNITED STATES,	)	
	)	
Defendant.	)	

**APPLICATION FOR ACCESS TO PROTECTED INFORMATION**

Pursuant to paragraph 7 of this Court’s Protective Order dated July 16, 2014 (ECF No. 73), defendant, the United States, respectfully requests that Richard B. Harper and Jessica F. Rosenbaum be permitted access to information protected by the Protective Order. The applicants are counsel for a deponent who will be provided access to Protected Information pursuant to Paragraph 4 of the Protective Order. Counsel for the United States has consulted with counsel for plaintiffs, Fairholme Funds, Inc., *et al.* (Fairholme), who has indicated that Fairholme does not oppose these applications for access to protected information.

Respectfully submitted,

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Principal Deputy Assistant Attorney General

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June 26, 2015

Attorneys for Defendant

ATTACHMENT A

In the United States Court of Federal Claims

No. 13-456C

\*\*\*\*\*  
 FAIRHOLME FUNDS, INC. et al., \*  
 \*  
 Plaintiffs, \*  
 \*  
 v. \*  
 \*  
 THE UNITED STATES, \*  
 \*  
 Defendant. \*  
 \*\*\*\*\*

DECLARATION OF Jessica F. Rosenbaum

I hereby certify that I have carefully reviewed and am fully familiar with the provisions of the Protective Order dated 7/14/14, entered and filed of record in the above-captioned litigation ("Protective Order").

I certify that I am eligible to have access to Confidential Material, pursuant to paragraphs 4 and 7 of the Protective Order. As a condition precedent to my examination of any Protected Information pursuant to the Protective Order, or any information contained in said material, I hereby agree that the Protective Order and any amendments thereto shall be deemed directed to and shall bind me, and that I shall observe and comply with all provisions of the Protective Order.

Jessica F. Rosenbaum  
SIGNATURE

Jessica Rosenbaum  
NAME (PRINTED)

Baker Botts LLP, 30 Rockefeller Plaza, NY, NY  
BUSINESS ADDRESS

Baker Botts LLP  
CURRENT EMPLOYER

Attorney  
CURRENT OCCUPATION OR JOB DESCRIPTION

ATTACHMENT A

In the United States Court of Federal Claims

No. 13-456C

\*\*\*\*\*  
 FAIRHOLME FUNDS, INC. et al., \*  
 \*  
 Plaintiffs, \*  
 \*  
 V. \*  
 \*  
 THE UNITED STATES, \*  
 \*  
 Defendant. \*  
 \*\*\*\*\*

DECLARATION OF Richard B. Harper

I hereby certify that I have carefully reviewed and am fully familiar with the provisions of the Protective Order dated 7/16/14 entered and filed of record in the above-captioned litigation ("Protective Order").

I certify that I am eligible to have access to Confidential Material, pursuant to paragraphs 4 and 7 of the Protective Order. As a condition precedent to my examination of any Protected Information pursuant to the Protective Order, or any information contained in said material, I hereby agree that the Protective Order and any amendments thereto shall be deemed directed to and shall bind me, and that I shall observe and comply with all provisions of the Protective Order.

[Signature]  
SIGNATURE

Richard B. Harper  
NAME (PRINTED)

Baker Botts, LLP, 30 Rockefeller Plz., NY, NY  
BUSINESS ADDRESS

Baker Botts C.L.P.  
CURRENT EMPLOYER

*Attorney*  

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CURRENT OCCUPATION OR JOB DESCRIPTION