

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

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

JOINT MOTION TO MODIFY DISCOVERY SCHEDULE

In accordance with Rule 6(b) of the Rules of the United States Court of Federal Claims and this Court’s order dated March 16, 2015, the parties respectfully request a 67-day extension of time to complete discovery in this case. Jurisdictional discovery was scheduled to be completed by June 29, 2015. The parties intended to request an extension of time at the status conference scheduled for yesterday, July 7, 2015. Given the postponement of the status conference and the fact that deposition subpoenas for dates after the June 29 deadline are outstanding, however, the parties agree that it is appropriate to submit a motion requesting the extension. The requested extension of time, if granted, would extend the discovery period to September 4, 2015.

There is good cause for the parties’ request. Although significant discovery has been completed, including document productions and a number of depositions, plaintiffs intend to take several additional depositions of former Government and third-party employees. Moreover, the Government intends to produce its final privilege logs on July 10, 2015. The extension of time is also necessary to accommodate the vacation plans of counsel and witnesses. The parties have discussed the discovery schedule, and have agreed that the discovery deadline should be

extended until September 4, 2015.

For these reasons, the parties respectfully request that the Court grant an extension of time of 67 days, from June 29 to September 4, 2015, for the parties to complete the discovery permitted by the Court.

Date: July 8, 2015

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