

In the United States Court of Federal Claims

No. 13-465C
(Filed: November 19, 2015)

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

ORDER

On November 19, 2015, certain attorneys representing the class plaintiffs (“class plaintiffs”) in In Re Fannie Mae/Freddie Mac Senior Preferred Stock Purchase Agreement Class Action, No. 14-5262, (“In Re Fannie Mae/Freddie Mac”) before the United States Court of Appeals for the D.C. Circuit (“D.C. Circuit”) filed an unopposed motion for admission to the protective order in the above-captioned case. Three of the class plaintiffs in the In Re Fannie Mae/Freddie Mac matter are also plaintiffs in this case, and thus, their attorneys have already been admitted to the protective order. However, the remaining attorneys representing the class plaintiffs in the In Re Fannie Mae/Freddie Mac class action have not been admitted to the protective order, and thus seek admission now.

Previously, on November 9, 2015, the court admitted counsel for Perry Capital LLC (“Perry Capital”) to the protective order because protected information from this case was filed in Perry Capital v. Lew, No. 14-5243, and Perry Capital would have suffered extreme prejudice if its counsel were denied access to such material. The In Re Fannie Mae/Freddie Mac class action is consolidated with Perry Capital. Thus, the class plaintiffs in the In Re Fannie Mae/Freddie Mac matter whose attorneys are not admitted to the protective order would suffer prejudice if denied the opportunity to review the protected information lodged in Perry Capital.

In the instant motion, counsel for the class plaintiffs represent that they are fully familiar with the provisions of this court’s November 9, 2015 second amended protective order and will abide by such provisions. The necessary declarations from the class plaintiffs’ counsel are attached as Exhibit A to that motion.

Accordingly, for abundant good cause shown, and for the reasons outlined in the class plaintiffs’ motion, the motion is **GRANTED**. By this order, the class plaintiffs’ counsel are admitted to the protective order and **GRANTED IMMEDIATE ACCESS** to the protected

information lodged with the D.C. Circuit in Perry Capital LLC v. Lew.

IT IS SO ORDERED.

s/ Margaret M. Sweeney
MARGARET M. SWEENEY
Judge