

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.)	

DEFENDANT’S SUBMISSION OF APPLICATIONS FOR ACCESS TO PROTECTED INFORMATION FOR ECONOMISTS INCORPORATED EMPLOYEES

Pursuant to paragraph 7 of this Court’s Second Amended Protective Order dated November 9, 2015 (ECF No. 256), defendant, the United States, respectfully requests that Jonathan Neuberger, Stuart Gurrea, Rachel Lin, and Yiting Ji be permitted access to information protected by the Protective Order. All of the applicants are “financial consultants” within the meaning of Paragraph 4 of the Protective Order, and work for the consulting firm Economists Incorporated, which has been retained by the United States for purposes of this action. 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,

BENJAMIN C. MIZER
Principal Deputy Assistant Attorney General

s/ Robert E. Kirschman, Jr.
ROBERT E. KIRSCHMAN, JR.
Director

KENNETH M. DINTZER
Deputy Director
Commercial Litigation Branch
Civil Division
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(202) 616-0385
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November 24, 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 Jonathan A. Newberger

I hereby certify that I have carefully reviewed and am fully familiar with the provisions of the Protective Order dated 11/9/15 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

Jonathan A. Newberger
NAME (PRINTED)

101 Mission St., #1800, San Francisco, CA
BUSINESS ADDRESS

Economists Incorporated
CURRENT EMPLOYER

Principal
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 STUART D. GURREA

I hereby certify that I have carefully reviewed and am fully familiar with the provisions of the Protective Order dated 11/9/15, 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

STUART GURREA

 NAME (PRINTED)

101 MISSION STREET, SUITE 1000

 BUSINESS ADDRESS

ECONOMISTS INCORPORATED

 CURRENT EMPLOYER

VICE PRESIDENT

 CURRENT OCCUPATION OR JOB DESCRIPTION

ATTACHMENT A

In the United States Court of Federal Claims

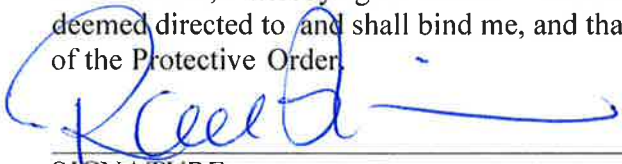
No. 13-456C

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

DECLARATION OF RACHEL LIN

I hereby certify that I have carefully reviewed and am fully familiar with the provisions of the Protective Order dated 11/19/15 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

RACHEL LIN
NAME (PRINTED)

101 MISSION ST (STE 1000) SF, CA 94105
BUSINESS ADDRESS

ECONOMISTS INCORPORATED
CURRENT EMPLOYER

ANALYST
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 Yiting Ji

I hereby certify that I have carefully reviewed and am fully familiar with the provisions of the Protective Order dated 11-19-2015, 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.

Yiting Ji
SIGNATURE

Yiting Ji
NAME (PRINTED)

100 Spear St., San Francisco, CA 94134
BUSINESS ADDRESS

Economists Inc.
CURRENT EMPLOYER

Research Associate
CURRENT OCCUPATION OR JOB DESCRIPTION