

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

FAIRHOLME FUNDS, INC. *et al.*,

Plaintiffs,

v.

THE UNITED STATES,

Defendant.

No. 13-465C
(Judge Sweeney)

NOTICE OF APPLICATION FOR ACCESS TO PROTECTED INFORMATION

Pursuant to paragraph 7 of this Court's Second Amended Protective Order dated November 9, 2015 (ECF No. 256) and this Court's July 10, 2015 Order entered in the related action captioned *Cacciapalle, et al. v. United States*, No. 1:13-cv-466 (MMS) ("*Cacciapalle*") (ECF No. 59), Class Plaintiffs in *Cacciapalle* respectfully submit the attached application of Matthew Goldstein for access to Protected Information. The applicant is an attorney at the law firm of Kessler Topaz Meltzer & Check, LLP and represents Class Plaintiffs in *Cacciapalle*. Counsel for Class Plaintiffs in *Cacciapalle* has consulted with counsel for the parties in the above-captioned action and there is no opposition to the applicant's access to Protected Information.

Dated: February 12, 2016

Respectfully Submitted,

BOIES, SCHILLER & FLEXNER LLP

/s/ Hamish P.M. Hume

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ATTACHMENT A

In the United States Court of Federal Claims

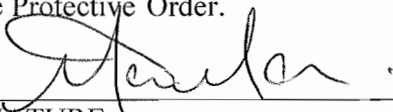
No. 13-456C

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

DECLARATION OF Matthew Goldstein

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

Matthew Goldstein

NAME (PRINTED)

280 King of Prussia Road
Radnor, PA 19087

BUSINESS ADDRESS

Kessler Topaz Meltzer & Check, LLP

CURRENT EMPLOYER

Associate Attorney

CURRENT OCCUPATION OR JOB DESCRIPTION