

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

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

PRAECIPE

On October 26, 2016, the Court ordered the United States “to file a praecipe with the [C]ourt by no later than the close of business on Friday, October, 28, 2016 indicating that it either intends to seek further review with respect to the documents the [C]ourt ordered produced [in its order dated September 20, 2016] or that it will produce the documents.” Order, Oct. 26, 2016, ECF No. 345. Pursuant to the Court’s order, defendant, the United States, respectfully notifies the Court that, on October 26, 2016, the Government filed (1) a petition for a writ of mandamus; and (2) a notice of appeal with respect to the Court’s September 20, 2016 order. Thus, the Government intends to seek further review of the Court’s September 20, 2016 order with respect to all 56 of the documents the Court ordered produced; accordingly – pursuant to the Court’s October 26, 2016 order – no documents are presently producible.

Respectfully submitted,

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