

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

DAVID JACOBS and GARY HINDES, on behalf of themselves and all others similarly situated, and derivatively on behalf of the Federal National Mortgage Association and Federal Home Loan Mortgage Corporation,

Plaintiffs,

v.

THE FEDERAL HOUSING FINANCE AGENCY, in its capacity as Conservator of the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation, and THE UNITED STATES DEPARTMENT OF THE TREASURY,

Defendants,

and

THE FEDERAL NATIONAL MORTGAGE ASSOCIATION and THE FEDERAL HOME LOAN MORTGAGE CORPORATION,

Nominal Defendants.

Civil Action No.:15-708-GMS

CLASS ACTION

JURY TRIAL DEMANDED

STIPULATION TO STAY FILING OF A JOINT STATUS REPORT AND PROPOSED SCHEDULING ORDER PENDING DEFENDANTS' MOTIONS TO DISMISS

WHEREAS, in an Order dated November 12, 2015, the Court directed the parties to file a Joint Status Report and Proposed Scheduling Order (D.I. 15);

WHEREAS, on October 5, 2015 the Court entered the Parties' Stipulation and Proposed Order to Modify Briefing Schedule and to Extend Page Limits for Defendants' Motions to Dismiss (D.I. 14);

WHEREAS, on November 13, 2015 Defendants Federal Housing Finance Agency, Federal Home Loan Mortgage Corporation and Federal National Mortgage Association filed their Motion to Dismiss and accompanying opening brief (D.I. 17 and 18);

WHEREAS, on November 13, 2015 Defendant United States Department of the Treasury filed its Motion to Dismiss and accompanying opening brief (D.I. 19 and 20) (D.I. 17 through 20 are collectively referred to as “Defendants’ Motions to Dismiss”);

WHEREAS, Defendants’ Motions to Dismiss will be fully briefed by February 16, 2016;

WHEREAS, the Parties agree that the Parties’ positions on the Joint Status Report issues of Jurisdiction, Identification and Narrowing of the Issues, Relief, Discovery, Trial Length and Settlement are all dependant on the resolution of Defendants’ Motions to Dismiss;

WHEREAS, the Parties do not currently anticipate discovery in this matter proceeding pending the Court’s resolution of Defendants’ Motions to Dismiss;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, subject to the approval and Order of the Court,¹ that the Parties shall have until 30 days after the Court decides Defendants’ Motions to Dismiss to submit a Joint Status Report and Proposed Scheduling Order for the Court’s consideration. The Parties further stipulate and agree, subject to the approval and Order of the Court, that no discovery requests shall be served by either party pending the Court’s decision on Defendants’ Motions to Dismiss. The Parties reserve the right to seek relief from this Stipulation and Proposed Order by further stipulation or motion.

¹ In the event that the Court requires further information on any topic listed in the Court’s Order re: Case Management in Civil Cases (D.I. 15) prior to ruling on this stipulation, the parties will promptly confer and submit a response.

/s/ Michael A. Pittenger

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Dated: December 7, 2015
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SO ORDERED this ____ of _____, 2015.

United States District Judge