

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

TIMOTHY J. PAGLIARA,
Plaintiff,

v.

**FEDERAL HOME LOAN
MORTGAGE CORPORATION,**
Defendant.

No. 1:16-CV-00337 (JCC/JFA)

**MOTION TO STAY THE CASE PENDING A DECISION ON
TRANSFER TO MDL PROCEEDING OR, IN THE ALTERNATIVE,
TO SUBSTITUTE THE FEDERAL HOUSING FINANCE
AGENCY AS PLAINTIFF**

Defendant Federal Home Loan Mortgage Corporation (“Freddie Mac”) and its Conservator, the Federal Housing Finance Agency (“FHFA”) respectfully move for an Order staying this case until the Judicial Panel on Multidistrict Litigation rules on FHFA’s pending request to transfer this case to a proposed MDL proceeding involving several other related cases. In the alternative, Freddie Mac and FHFA move to substitute FHFA for the current plaintiff in this suit.

The reasons for and authorities supporting this motion are set forth in the supporting memorandum of law filed contemporaneously.

Dated: March 30, 2016

Respectfully submitted,

s/ Ian S. Hoffman

Ian S. Hoffman (Va. Bar No. 75002)
Howard N. Cayne*
Asim Varma*
David B. Bergman*
ARNOLD & PORTER LLP
601 Massachusetts Avenue NW
Washington, D.C. 20001
Telephone: (202) 942-5000
Facsimile: (202) 942-5999
Ian.Hoffman@aporter.com
Howard.Cayne@aporter.com
Asim.Varma@aporter.com
David.Bergman@aporter.com

**Pro hac vice application forthcoming*

Attorneys for Federal Housing Finance Agency

s/ Taylor T. Lankford

Taylor T. Lankford (Va. Bar. No. 80599)
Michael J. Ciatti (Va. Bar No. 40607)
Graciela M. Rodriguez**
Merritt E. McAlister**
KING & SPALDING LLP
1700 Pennsylvania Avenue NW, Ste. 200
Washington, D.C. 20006
Telephone: (202) 737-0500
Facsimile: (202) 626-3737
tlankford@kslaw.com
mciatti@kslaw.com
gmrodriguez@kslaw.com
mmcalister@kslaw.com

***Pro hac vice application pending*

*Attorneys for Defendant Federal Home Loan
Mortgage Corporation*

Local Rule 7(E) Certificate

I affirm that in a good-faith effort to narrow the area of disagreement, counsel for Freddie Mac and FHFA spoke with Plaintiff's counsel regarding the relief sought in this Motion, but Plaintiff's counsel declined consent.

Respectfully submitted,

/s/ Ian S. Hoffman

Ian S. Hoffman (Va. Bar No. 75002)
ARNOLD & PORTER LLP
601 Massachusetts Avenue NW
Washington, D.C. 20001
Telephone: (202) 942-5000
Facsimile: (202) 942-5999
Ian.Hoffman@aporter.com

Attorney for Federal Housing Finance Agency

CERTIFICATE OF SERVICE

The undersigned certifies that, on March 30, 2016, a true and correct copy of the foregoing was filed electronically using the Court's CM/ECF system, causing a true and correct copy to be served on all counsel of record.

/s/ Ian S. Hoffman

Ian S. Hoffman (Va. Bar No. 75002)
ARNOLD & PORTER LLP
601 Massachusetts Avenue NW
Washington, D.C. 20001
Telephone: (202) 942-5000
Facsimile: (202) 942-5999
Ian.Hoffman@aporter.com

Attorney for Federal Housing Finance Agency

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Defendant.

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[PROPOSED] ORDER

This matter comes before the Court on the motion by Defendant Federal Home Loan Mortgage Corporation (“Freddie Mac”) and its Conservator, the Federal Housing Finance Agency (“FHFA”) to Stay The Case Pending A Decision On Transfer To MDL Proceeding or, In The Alternative, To Substitute The Federal Housing Finance Agency as Plaintiff. The Court, upon consideration of the motion, any opposition thereto, and the entire record in this proceeding, hereby

ORDERS that the motion to stay is **GRANTED** and all proceedings in this case are stayed pending the ruling of the Judicial Panel on Multidistrict Litigation on FHFA’s motion to transfer this case to an MDL proceeding.

[OR]

[ORDERS that the motion to stay is **DENIED** and the motion to substitute FHFA in place of the current plaintiff in this lawsuit is **GRANTED**. Accordingly, FHFA is now the sole plaintiff in this suit].

IT IS SO ORDERED.

_____, 2016
Alexandria, Virginia

James C. Cacheris
UNITED STATES DISTRICT JUDGE