

ORAL ARGUMENT NOT YET SCHEDULED

Nos. 14-5243 (L), 14-5254 (con.), 14-5260 (con.), 14-5262 (con.)

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

PERRY CAPITAL LLC, for and on behalf of investment funds for which it
acts as investment advisor,

Plaintiff-Appellant,

v.

JACOB J. LEW, in his official capacity as the Secretary of the Department
of the Treasury, MELVIN L. WATT, in his official capacity as Director of
the Federal Housing Finance Agency, UNITED STATES DEPARTMENT
OF THE TREASURY, and FEDERAL HOUSING FINANCE AGENCY,

Defendants-Appellees.

On Appeal From
The United States District Court For The District Of Columbia
No. 1:13-cv-01053-RCL

**NOTICE OF INTENT TO FILE BRIEF *AMICUS CURIAE*
IN SUPPORT OF APPELLANTS**

Pursuant to D.C. Circuit Rule 29(b), Timothy Howard, the former
chief financial officer of the Federal National Mortgage Association (a.k.a.
Fannie Mae), hereby notifies this Court of his intent to file a brief *amicus*
curiae in support of Appellants in this matter. All parties have consented to
such participation.

/s/ Thomas R. McCarthy

Thomas R. McCarthy
CONSOVOY MCCARTHY PARK PLLC
3033 Wilson Boulevard, Suite 700
Arlington, VA 22201
Tel: (703) 243-9423
Fax: (703) 243-9423
Email: tom@consovoymccarthy.com

Counsel for Amici Curiae

June 30, 2015

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of June, 2015, I electronically filed the foregoing Notice of Intent to File Brief *Amicus Curiae* in Support of Appellants with the Clerk of the Court for the United States Court of Appeals for the District of Columbia Circuit using the appellate CM/ECF system. Service was accomplished on the following parties via the Court's CM/ECF system:

Hamish P.M. Hume
BOISE, SCHILLER & FLEXNER
LLP
5301 Wisconsin Avenue,
N.W., Suite 800
Washington, D.C. 20015
Telephone: 202-237-2727
Facsimile: 202-237-6131

Blair A. Nicholas
David R. Kaplan
BERNSTEIN LITOWITZ BERGER
& GROSSMAN LLP
12481 High Bluff Drive, Suite 300
San Diego, CA 92130
Telephone: 858-793-0070
Facsimile: 858-793-0323

Geoffrey C. Jarvis
Michael J. Barr
GRANT & EISENHOFER, PA
123 Justison Street
Willmington, DE 19801
Telephone: 302-622-7000
Facsimile: 302-622-7100

David L. Wales
BERNSTEIN LITOWITZ
BERGER & GROSSMAN LLP
1285 Avenue of the Americas
New York, N.Y. 10019
Telephone: 212-554-1409
Facsimile: 212-554-1444

Jay W. Eisenhofer
GRANT & EISENHOFER, PA
485 Lexington Avenue
New York, N.Y. 10017
Telephone: 646-722-8500
Facsimile: 646-722-8501

Lee D. Rudy
Eric L. Zagar
Matthew A. Goldstein
KESSLER TOPAZ MELTZER &
CHECK, LLP
280 King of Prussia Road
Radnor, PA 19087
Telephone: 610-667-7706
Facsimile: 610-667-7056

Interim Co-Lead Class Counsel for Class Plaintiffs

Charles J. Cooper
David H. Thompson
Peter A. Patterson
Brian W. Barnes
COOPER & KIRK, PLLC
1523 New Hampshire Avenue, N.W.
Washington, D.C. 20036
Telephone: 202.220.9600
Facsimile: 202.220.9601

*Counsel for Appellants Fairholme
Funds, Inc., et al.*

Drew W. Marrocco
DENTONS US LLP
1301 K Street, N.W.,
Suite 600, East Tower
Washington, D.C. 20005
Telephone: 202.408.6400
Facsimile: 202.408.6399

Michael H. Barr
Richard M. Zuckerman
Sandra Hauser
DENTONS US LLP
1221 Avenue of the Americas
New York, N.Y. 10020
Telephone: 212.768.6700
Facsimile: 212.768.6800

*Counsel for Appellants Arrowood
Indemnity Co., et al.*

Theodore B. Olson
Douglas R. Cox
Matthew D. McGill
GIBSON, DUNN & CRUTCHER
LLP
1050 Connecticut Avenue, N.W.
Washington, D.C. 20036
Telephone: 202.955.8500
Facsimile: 202.467.0539

*Counsel for Appellant Perry Capital
LLC*

Janet M. Weiss
GIBSON, DUNN & CRUTCHER
LLP
200 Park Avenue
New York, N.Y. 10166
Telephone: 212.351.3988
Facsimile: 212.351.5234

*Counsel for Appellant Perry Capital
LLC*

Mark B. Stern
Alisa B. Klein
Abby Christine Wright
U.S. Department of Justice
Civil Division, Appellate Staff
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001
Telephone: 202-514-2000

*Counsel for the U.S. Department of
the Treasury and Secretary Jacob J.
Lew*

Paul D. Clement
Zachary Hudson
BANCROFT PLLC
1919 M Street, N.W., Suite 470
Washington, D.C. 20036
(202) 234-0090
(202) 234-2806 (fax)

*Counsel for Appellee Federal
National Mortgage Association*

Dated: June 30, 2015

Howard N. Cayne
Asim Varma
David B. Bergman
ARNOLD & PORTER LLP
555 12th Street, N.W.
Washington, D.C. 20004
Telephone: (202) 942-5000
Facsimile: (202) 942-5999

*Counsel for Defendants Federal
Housing Finance Agency and
Director Melvin L. Watt*

Michael J. Ciatti
Graciela Maria Rodriguez
KING & SPALDING LLP
1700 Pennsylvania Avenue N.W.
Washington, DC 20006
(202) 626-5508
(202) 626-3737

*Counsel for Appellee Federal Home
Loan Mortgage Corp*

/s/ Thomas R. McCarthy