

**IN THE UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT**

CHRISTOPHER M. ROBERTS and THOMAS P.
FISCHER,

Plaintiffs-Appellants,

v.

FEDERAL HOUSING FINANCE AGENCY;
MELVIN L. WATT, in his official capacity as
Director of the Federal Housing Finance Agency;
UNITED STATES DEPARTMENT OF
TREASURY; and STEVEN T. MNUCHIN, in his
official capacity as Secretary of the Treasury,
Defendants-Appellees.

No. 17-1880

**UNOPPOSED MOTION FOR A 30-DAY EXTENSION OF TIME TO FILE
RESPONSE BRIEFS**

Pursuant to Federal Rule of Appellate Procedure 26(b), the Treasury Department hereby respectfully moves for a 30-day extension of time, to and including August 7, 2017, within which to file the defendants' response briefs. This is defendants' first request for an extension of time. In support of this motion, counsel states as follows:

1. This case raises a number of challenges to actions taken by Treasury and the Federal Housing Finance Agency (FHFA) with respect to the operation of the conservatorships of the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan Mortgage Corporation (Freddie Mac). The district court granted defendants' motions to dismiss plaintiff's claims. Plaintiffs filed their opening brief on

June 6, 2017. Defendants have not previously requested an extension of time in this case.

2. An extension is necessary to allow adequate time for defendants to prepare their response briefs in light of the press of other litigation matters and prescheduled travel. Abby Wright and Gerard Sinzdak are the primary attorneys assigned to the handle the case for Treasury. Mark Stern is the supervising attorney.

Ms. Wright and Mr. Sinzdak will file the government's brief in *Saxton v. FHFA*, No. 17-1727 (8th Cir.), on June 23. Ms. Wright will also file the government's brief in *United States v. King Mountain*, 16-35956 (9th Cir.), on June 28. Mr. Stern will present oral argument in the Sixth Circuit in *Robinson v. FHFA*, No. 16-6680, on July 27.

In addition, Ms. Wright is scheduled to be on vacation from June 30 through July 6, and Mr. Sinzdak is scheduled to be vacation from July 4 through July 15.

3. Defendants respectfully request a 30-day extension of time, up to and including August 7, 2017, in which to file their response briefs. Counsel for plaintiffs has indicated that plaintiffs do not oppose this motion.

Respectfully submitted,

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s/ Abby C. Wright

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JUNE 2017

CERTIFICATE OF COMPLIANCE

I hereby certify that the foregoing complies with the type-volume limitation of Fed. R. App. P. 27(d)(2) because it contains 413 words, according to the count of Microsoft Word.

/s/ Abby C. Wright
Abby C. Wright
Counsel for Treasury
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CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2017, I filed and served the foregoing with the Clerk of the Court by causing a copy to be electronically filed via the appellate CM/ECF system. I also hereby certify that the participants in the case are registered CM/ECF users and will be served via the CM/ECF system.

s/ Abby C. Wright

Abby C. Wright

Counsel for Treasury

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