

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

MICHAEL ROP, STEWART KNOEPP, and
ALVIN WILSON,

Plaintiffs,

Case No. 1:17-cv-00497

v.

Hon. Paul L. Maloney

THE FEDERAL HOUSING FINANCE
AGENCY, MELVIN L. WATT, in his official
capacity as Director of the Federal Housing
Finance Agency, and THE DEPARTMENT
OF THE TREASURY,

Defendants.

**JOINT MOTION TO EXTEND DEFENDANTS' TIME TO RESPOND TO THE
COMPLAINT AND FOR BRIEFING SCHEDULE ON DISPOSITIVE MOTIONS**

WHEREAS, Plaintiffs filed their Complaint in the above-captioned case on June 1, 2017;

WHEREAS, Plaintiffs have advised Defendants that they intend to file an Amended
Complaint on or before July 14, 2017;

WHEREAS, Defendants Federal Housing Finance Agency and Melvin L. Watt ("FHFA
Defendants"), by and through their counsel, have advised Plaintiffs that they intend to move to
dismiss this case, and Defendant The Department of the Treasury, by and through its counsel,
have advised Plaintiffs that it also intends to move to dismiss;

WHEREAS, Plaintiffs have advised Defendants that they intend to move for summary
judgment;

WHEREAS, the parties anticipate a need for additional time to brief these matters beyond
the default limits in the Local Rules, due to the nature of this case, given that Plaintiffs' current
Complaint is 74 pages and 172 paragraphs long and raises a variety of complex and important

constitutional issues, and it is anticipated that Plaintiffs' Amended Complaint will raise additional matters;

WHEREAS, the parties have conferred and have reached an agreement with respect to a schedule for an amended complaint and briefing of dispositive motions; and

WHEREAS, there is good cause for the relief sought and the parties have not requested any previous extensions in this case;

NOW, THEREFORE, pursuant to Local Rule 7.1(c), the parties hereby move the Court to enter an order imposing a briefing schedule as follows:

- Plaintiffs shall file any Amended Complaint by July 14, 2017.
- Defendants' time to respond to the Complaint and/or to any Amended Complaint shall be extended to September 8, 2017.
- Defendants shall file their motions to dismiss and any supporting documents no later than Friday, September 8, 2017. Defendants Federal Housing Finance Agency ("FHFA") and Melvin L. Watt (together, the "FHFA Defendants"), on the one hand, and the Department of the Treasury, on the other, may file separate motions and briefs. Absent leave of court, neither Defendant may file any additional dispositive motion until after the motions addressed by this stipulation are resolved.
- Plaintiffs shall respond to the Defendants' motions to dismiss and file their anticipated motion for summary judgment and any supporting documents no later than Friday, October 6, 2017.
- Defendants shall file replies in support of their motions to dismiss and responses to the Plaintiffs' motion for summary judgment no later than Monday, November 6, 2017.
- Plaintiffs shall file a reply in support of their motion for summary judgment no later than Monday, December 4, 2017.

The parties respectfully request that this Court enter an order approving this schedule.

Submitted: July 11, 2017

/s/ Matthew T. Nelson

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Defendants.

[PROPOSED] ORDER

Upon consideration of the parties' joint motion with respect to the briefing schedule for the filing of dispositive motions in this matter, it is hereby ORDERED that the joint motion is GRANTED, and it is further hereby ORDERED that:

- Plaintiffs shall file any Amended Complaint by July 14, 2017.
- Defendants' time to respond to the Complaint and/or to any Amended Complaint shall be extended to September 8, 2017.
- Defendants shall file their motions to dismiss and any supporting documents no later than Friday, September 8, 2017. Defendants Federal Housing Finance Agency ("FHFA") and Melvin L. Watt (together, the "FHFA Defendants"), on the one hand, and the Department of the Treasury, on the other, may file separate motions and briefs. Absent leave of court, neither Defendant may file any additional dispositive motion until after the motions addressed by this stipulation are resolved.
- Plaintiffs shall respond to the Defendants' motions to dismiss and file their anticipated motion for summary judgment and any supporting documents no later than Friday, October 6, 2017.

- Defendants shall file replies in support of their motions to dismiss and responses to the Plaintiffs' motion for summary judgment no later than Monday, November 6, 2017.
- Plaintiffs shall file a reply in support of their motion for summary judgment no later than Monday, December 4, 2017.

IT IS SO ORDERED.

Dated: July _____, 2017

Hon. Paul L. Maloney
US District Judge