

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION**

THOMAS SAXTON, IDA SAXTON,
BRADLEY PAYNTER,

Plaintiffs,

vs.

THE FEDERAL HOUSING FINANCE
AGENCY, in its capacity as Conservator of the
Federal National Mortgage Association and the
Federal Home Loan Mortgage Corporation,
MELVIN L. WATT, in his official capacity as
Director of the Federal Housing Finance
Agency, and THE DEPARTMENT OF THE
TREASURY,

Defendants.

Civil Action No. 1:15-cv-00047

**PLAINTIFFS' UNOPPOSED MOTION
TO UNSEAL PLAINTIFFS' AMENDED
COMPLAINT**

Pursuant to LR 7, Plaintiffs move for an order unsealing Plaintiffs' Amended Complaint and in support thereof state as follows:

1. On February 9, 2016, this Court entered an order granting Plaintiffs' motion for leave to file an Amended Complaint and ordered that it be filed under seal. *See* Doc. 60 at 4.
2. The Amended Complaint was originally filed under seal because it contained certain information that was subject to a protective order entered in a case pending in the United States Court of Federal Claims, *Fairholme Funds, Inc. v. United States*, 13-465 (Fed. Cl.).
3. Since the filing of the Amended Complaint, the "protected information" designation has been removed from the information referenced in the Amended Complaint that previously was subject to the *Fairholme* protective order. There therefore is no longer any reason to maintain the Amended Complaint under seal.

4. For similar reasons, the amended complaint in *Robinson v. The Federal Housing Finance Agency*, et al., Case No. 7:15-cv-000109, which contains factual allegations similar to those in the Amended Complaint, was recently unsealed. *Robinson v. The Federal Housing Finance Agency*, et al., Case No. 7:15-cv-000109 (E.D. Kentucky May 25, 2016), ECF No. 48.

5. As required by LR 7(1), the undersigned has consulted with Defendants' counsel about this motion, and all Defendants consent to it. The undersigned also has consulted with counsel for the parties who produced the information at issue in the *Fairholme* case, and they likewise consent to the unsealing of the Amended Complaint.

WHEREFORE, Plaintiffs respectfully request that their motion be granted and that their Amended Complaint be unsealed.

Dated: June 23, 2016

Respectfully submitted,

/s/ Alexander M. Johnson

Alexander M. Johnson, AT0004024 (*Lead Counsel*)

Sean P. Moore, AT0005499

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of June 2016, I caused a true and correct copy of the foregoing to be filed electronically using the Court's CM/ECF system, causing a true and correct copy to be served on all counsel of record.

/s/ Alexander M. Johnson
Alexander M. Johnson

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ORDER

This matter comes before the Court on the Unopposed Motion to Unseal Plaintiffs' Amended Complaint (docket number 84) filed by the Plaintiffs on June 23, 2016. Plaintiffs move the Court to unseal their Amended Complaint, which was originally filed under seal, as it contains certain information subject to a Protective Order in a pending United States Court of Federal Claims case, *Fairholme Funds, Inc. v. United States*, No. 13-465C. [R. 47 at 1]. Since the filing of the Amended Complaint, the "protected information" designation has been removed from the information referenced in the Amended Complaint that previously was subject to the *Fairholme* protective order. Further, counsel for Defendants and counsel for the parties who produced the information at issue in the *Fairholme* case all have consented to the unsealing of the Amended Complaint. Accordingly, for the reasons stated in the motion, the Court finds the motion should be granted.

ORDER

IT IS THEREFORE ORDERED that the Motion to Unseal Plaintiff's Amended Complaint (docket number 84) filed by Plaintiffs is **GRANTED**.

DATED this ___ day of _____ 2016.

JUDGE
NORTHERN DISTRICT OF IOWA