

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

ATIF F. BHATTI, et al.,

Appellants,

v.

FEDERAL HOUSING FINANCE
AGENCY, et al.,

Appellees.

No. 18-2506

APPELLANTS' STATEMENT OF ISSUES

In this appeal, Plaintiffs-Appellants will argue that the district court erred in granting Defendants' motions to dismiss claims that: (1) the Federal Housing Finance Agency's structure violates the separation of powers; (2) by August 17, 2012, Edward DeMarco had served as the acting Director of the Federal Housing Finance Agency for a period that exceeded that maximum amount of time permitted by the Appointments Clause; and (3) the Housing and Economic Recovery Act of 2008, Pub. L. No. 110-289, violates the nondelegation doctrine because it provides insufficient guidance to the Federal Housing Finance Agency when it acts as conservator. Plaintiffs-Appellants will argue that if they prevail on any of these claims, the courts must vacate the Net Worth Sweep, which donated to

the United States Treasury the entire economic value of private shareholders' investments in Fannie Mae and Freddie Mac.

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Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of July, 2018, I caused a copy of the foregoing to be filed electronically via the Court's CM/ECF system. This filing was served electronically on all parties by the Court's electronic filing system.

/s/ Charles J. Cooper
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