

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

FAIRHOLME FUNDS, INC., *et al.*,

Plaintiffs,

v.

FEDERAL HOUSING FINANCE AGENCY, *et al.*,

Defendants.

Civil No. 13-1053 (RCL)

ARROWOOD INDEMNITY COMPANY,  
*et al.*,

Plaintiffs,

v.

FEDERAL NATIONAL MORTGAGE  
ASSOCIATION, *et al.*,

Defendants.

Civil No. 13-1439 (RCL)

In re Fannie Mae/Freddie Mac Senior Preferred  
Stock Purchase Agreement Class Action Litigations

Miscellaneous No. 13-1288 (RCL)

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This document relates to:  
ALL CASES

**STIPULATION EXTENDING DEFENDANTS' TIME TO FILE ANSWERS TO THE  
COMPLAINTS**

Plaintiffs and Defendants in the three above-captioned cases hereby stipulate that Defendants shall have a 60-day extension to file their answers to the operative complaints. The new deadline shall be December 11, 2018. Specifically, Plaintiffs and Defendants stipulate as follows:

1. After the D.C. Circuit remanded the above-captioned cases to this Court, *see Perry Capital, LLC v. Mnuchin*, 864 F.3d 591 (D.C. Cir. 2017), Plaintiffs filed unopposed motions for leave to amend their complaints, which the Court granted. *See Order, Fairholme Funds, Inc. v. FHFA*, No. 1:13-cv-01053-RCL (D.D.C. Feb. 1, 2018); *Order, Arrowood Indemnity Co. v. Fed. Nat'l Mortg. Ass'n*, No. 1:13-cv-01439-RCL (D.D.C. Feb. 1, 2018); *Order, In re Fannie Mae/Freddie Mac Senior Preferred Stock Purchase Agreement Class Action Litigations*, No. 1:13-mc-1288-RCL (D.D.C. Feb. 1, 2018).

2. Defendants moved to dismiss the Amended Complaints on January 10, 2018. On September 28, 2018, this Court issued an Memorandum Opinion and Order dismissing Plaintiffs' claims alleging breach of contract, breach of fiduciary duty, and violation of Delaware and Virginia statutes, but declining to dismiss Plaintiffs' claims for breach of the implied covenant of good faith and fair dealing. *Fairholme Funds, Inc. v. FHFA*, 2018 WL 4680197 (D.D.C. Sept. 28, 2018).

3. Defendants' answers to the Amended Complaints are currently due on October 12, fourteen days after the Court's decision. *See Fed. R. Civ. P. 12(a)(4)(A)*.

4. Plaintiffs and Defendants agree that good cause exists for a 60-day extension to Defendants' deadline to file answers, given the length and complexity of the Amended Complaints. Moreover, to facilitate efficient administration of these cases, the parties also agree to undertake the Rule 26(f) conference on October 15, 2018.

WHEREFORE, the parties respectfully request that the Court approve this stipulation extending Defendants' deadline to file answers to the Amended Complaints by 60 days to December 11, 2018.

Dated: October 10, 2018

Respectfully submitted,

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