

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

J. PATRICK COLLINS, *et al.*,
Plaintiffs,

v.

THE FEDERAL HOUSING FINANCE
AGENCY, *et al.*,

Defendants.

CIVIL ACTION NO. 4:16-cv-03113

**DEFENDANTS' UNOPPOSED MOTION FOR
EXTENSION OF TIME AND TO SET PAGE LIMITATIONS**

Pursuant to this Court's Procedure 7(A)(4), Defendants Federal Housing Finance Agency ("FHFA") and FHFA Director, Melvin L. Watt (the "FHFA Defendants") and Defendants the Department of the Treasury and Secretary of the Treasury Jacob J. Lew (the "Treasury Defendants") respectfully request that the Court enter an order granting an extension of time for the Defendants to move to dismiss the Plaintiffs' complaint and expanding the page limitations for those motions.

Specifically, Defendants request that the Court extend their deadline to file motions to dismiss from December 27, 2016 to January 9, 2017. Defendants also respectfully request that the Court enter an order expanding the page limitations applicable to their motions to dismiss and responsive briefing as follows: (1) for memoranda of law supporting their opening motions, the FHFA Defendants shall have 45 pages and the Treasury Defendants shall have 30 pages; (2) for memoranda of law in response, Plaintiffs shall have 75 pages; and (3) for memoranda of law

in reply, the FHFA Defendants shall have 25 pages and the Treasury Defendants shall have 25 pages.

Defendants believe that there is good cause for the extension of time and expansion of the page limitations. Defendants are the U.S. Department of Treasury and a federal agency, acting in its capacity as the conservator of Fannie Mae and Freddie Mac (the “Enterprises”). Plaintiffs in this action, who are shareholders of the Enterprises, challenge the Third Amendment to the Preferred Stock Purchase Agreements (“PSPAs”) by which Treasury has provided billions of dollars to Fannie Mae and Freddie Mac. Plaintiffs demand substantial relief including, *inter alia*, the transfer of billions of dollars from Treasury to the Enterprises. Further, Plaintiffs’ 83-page complaint challenges, for the first time, the constitutionality of the statutory provisions governing the removal of FHFA’s director. The requested modifications will enable the parties to adequately address the issues raised by Plaintiffs’ complaint.

The parties have conferred and Plaintiffs do not oppose this motion.

Dated: December 1, 2016

Respectfully Submitted,

ARNOLD & PORTER LLP

/s/Thad T. Dameris

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AND JACOB J. LEW**

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system on this 1st day of December, 2016.

/s/ Thad T. Dameris
Thad T. Dameris

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[PROPOSED] ORDER

Upon Defendants' Unopposed Motion for Extension of Time and to Set Page Limitations, it is hereby ordered that:

1. Defendants' Motion is granted.
2. The Defendants shall have until January 9, 2017 to move to dismiss the Plaintiffs' complaint.
3. The page limitations in connection with Defendants' motions to dismiss shall be set as follows: (1) for memoranda of law supporting their opening motions, the FHFA Defendants shall have 45 pages and the Treasury Defendants shall have 30 pages; (2) for memoranda of law in response, Plaintiffs shall have 75 pages, and; (3) for memoranda of law in reply, the FHFA Defendants shall have 25 pages and the Treasury Defendants shall have 25 pages.

Dated: _____

HONORABLE NANCY F. ATLAS
UNITED STATES DISTRICT COURT
JUDGE