

**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

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**PLAINTIFFS' MOTION FOR LEAVE TO AMEND THE COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 15(a) and LR15, Plaintiffs move to amend the Complaint to reflect facts revealed by materials produced in discovery in *Fairholme Funds, Inc. v. United States*, 13-465 (Fed. Cl.). As more fully described in Plaintiffs' brief in support of this motion, attached as Exhibit A, the Amended Complaint introduces new factual allegations that are highly relevant to the parties' fundamental dispute in this case. Plaintiffs' proposed Sealed Amended Complaint is attached to this motion as Exhibit B. Plaintiffs conferred in good faith with opposing counsel regarding this matter, and all Defendants oppose Plaintiffs' motion.

Dated: December 3, 2015

Respectfully submitted,

/s/ Alexander M. Johnson

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Sean P. Moore, AT0005499

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ATTORNEYS FOR PLAINTIFFS

**CERTIFICATE OF SERVICE**

I hereby certify that on this 3rd day of December 2015, 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