

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

JOSHUA J. ANGEL

*Plaintiff,*

v.

Case No. 1:18-cv-01142

FEDERAL HOME LOAN MORTGAGE  
CORPORATION, et al.,

*Defendants.*

**JOINT MOTION TO TRANSFER**

Plaintiff Joshua J. Angel and all Defendants hereby move to transfer this case to Judge Royce C. Lamberth, who is presiding over several closely related cases. *See Fairholme Funds, Inc. v. FHFA*, Civil No. 13-1053 (RCL); *Arrowood Indemnity Co. v. Federal National Mortgage Ass’n*, Civil No. 13-1439 (RCL); *In re Fannie Mae/Freddie Mac Senior Preferred Stock Purchase Agreement Class Action Litigations*, Misc. No. 13-01288 (RCL). In support of this motion, the parties state as follows:

1. Plaintiff alleges he is a stockholder in Fannie Mae and Freddie Mac and challenges a 2012 amendment to Preferred Stock Purchase Agreements (the “PSPAs”) between the Federal Housing Finance Agency (“FHFA”), as Conservator of Fannie Mae and Freddie Mac, and the U.S. Department of the Treasury.

2. Numerous related cases by other Fannie Mae and Freddie Mac stockholders have been filed in this Court. Most of the cases were filed in 2013 and initially assigned to Judge Robert L. Wilkins. All then-pending class actions and derivative actions were consolidated before Judge Robert L. Wilkins in November 2013 under the caption *In re Fannie Mae/Freddie*

*Mac Senior Preferred Stock Purchase Agreement Class Action Litigations*. No. 13-01288 (RCL), ECF No. 1. After Judge Wilkins was appointed to the D.C. Circuit, the *Class Action Litigations* and *Fairholme* actions were transferred to Judge Lamberth on January 22, 2014, and the *Arrowood* action was transferred to Judge Lamberth on February 24, 2014. On September 30, 2014, the Court dismissed all of the then pending claims. *Perry Capital LLC v. Lew*, 70 F. Supp. 3d 208 (D.D.C. 2014). In 2017, the D.C. Circuit affirmed in part and reversed in part that decision. *Perry Capital v. Mnuchin*, 864 F.3d 591 (D.C. Cir. 2017). Two individual actions and one consolidated set of putative class actions are now pending before Judge Lamberth on remand from *Perry Capital*. See *Fairholme Funds, Inc. v. FHFA*, Civil No. 13-1053 (RCL); *Arrowood Indemnity Co. v. Federal National Mortgage Ass'n*, Civil No. 13-1439 (RCL); *In re Fannie Mae/Freddie Mac Senior Preferred Stock Purchase Agreement Class Action Litigations*, Misc. No. 13-01288 (RCL). On remand, the plaintiffs in those cases filed amended complaints, and defendants moved to dismiss, which motions are fully-briefed and pending before Judge Lamberth at this time.

3. Plaintiff filed this case on May 21, 2018. At the time of filing, Plaintiff attached a Notice of Related Cases (ECF No. 2), listing *Perry Capital LLC v. Lew*, No. 1:13-cv-1025 (D.D.C.), as a related case. *Perry Capital* is now closed because the D.C. Circuit affirmed the dismissal of all of the claims in that case. Plaintiff's Notice of Related Cases did not list the other related cases, which remain pending on remand from the D.C. Circuit's decision. Therefore, on May 31, 2018, Defendant FHFA filed its own Notice of Related Cases, listing the three additional, and pending, related cases. See ECF No. 3.

4. All parties agree that the claims in this action, *Fairholme*, *Arrowood*, and *In re Fannie Mae/Freddie Mac Senior Preferred Stock Purchase Agreement Class Action Litigations*

all “grow out of the same event or transaction”—the execution of the Third Amendment—and “involve common issues of fact.” LCvR 40.5(a)(3). Therefore, all parties believe they are “related” under this Court’s Rules and this case should be transferred to Judge Lamberth, who is currently presiding over the earlier-filed cases. Transferring this case would advance judicial economy by promoting efficient utilization of judicial resources, minimizing the duplication of effort by the Court and its staff, and avoiding the possibility of inconsistent rulings.

WHEREFORE, the parties respectfully request that this case be deemed related to Civil No. 13-1053 (RCL), Civil No. 13-1439 (RCL), and Misc. No. 13-01288 (RCL), and transferred to Judge Lamberth.

Dated: July 9, 2018

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*Pro Se Plaintiff*

Respectfully submitted,

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*Defendants,*

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**[PROPOSED] ORDER**

Upon consideration of the parties' Joint Motion to Transfer, it is hereby ORDERED that this case is deemed related to Civil No. 13-1053 (RCL), Civil No. 13-1439 (RCL), and Misc. No. 13-01288 (RCL), and transferred to Judge Royce C. Lamberth.

SO ORDERED.

Date: \_\_\_\_\_

\_\_\_\_\_  
U.S. District Judge,  
U.S. District Court for the District of Columbia