

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS**

WAZEE STREET OPPORTUNITIES FUND  
IV LP, et al.,

Plaintiffs,

v.

THE UNITED STATES,

Defendant.

No. 18-1124C  
(Chief Judge Sweeney)

**JOINT MOTION TO ENLARGE DEADLINE FOR FILING STATUS REPORT**

Pursuant to Rules 6 and 6.1 of the Rules of the United States Court of Federal Claims (RCFC), plaintiffs, Wazee Street Opportunities Fund IV LP, et al. (“Plaintiffs”), and defendant, the United States, respectfully request a 52-day enlargement of time, through and including February 10, 2020, within which to file the status report required by this Court’s Order dated September 28, 2018 (ECF No. 8):

1. Pending before this Court are a number of actions concerning amendments to Senior Preferred Stock Purchase Agreements between the United States Department of the Treasury, on the one hand, and the Federal National Mortgage Association (known as Fannie Mae) and the Federal Home Loan Mortgage Corporation (known as Freddie Mac), each by the Federal Housing Finance Agency as Conservator, on the other. These actions include *Fairholme Funds, Inc. v. United States*, No. 13-465C (“*Fairholme Funds*”), and eleven actions scheduled in tandem with it for purposes of the Government’s omnibus motion to dismiss (the “Related Actions”).<sup>1</sup>

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<sup>1</sup> *Washington Federal v. United States*, No. 13-385C; *Cacciapalle v. United States*, No. 13-466C; *Fisher v. United States*, No. 13-608C; *Arrowood Indem. Co. v. United States*, No. 13-698C; *Reid v. United States*, No. 14-152C; *Rafter v. United States*, No. 14-740C; *Owl Creek Asia I, L.P. v. United States*, No. 18-281C; *Akanthos Opportunity Master Fund, L.P. v. United States*, No.

2. In the above-captioned case, filed on August 1, 2018, Plaintiffs pled claims against the United States arising out of the facts at issue in *Fairholme Funds* and the Related Actions.

3. On August 29, 2018, due to the similarities between the above-captioned case, on the one hand, and *Fairholme Funds* and the Related Actions, on the other, the parties to the above-captioned case filed a Joint Motion for Stay of Proceedings. ECF No. 7.

4. On August 30, 2018, the Court granted the parties' joint motion, staying proceedings in the above-captioned action. ECF No. 8. The Court further directed the parties to "file a joint status report suggesting further proceedings by no later than fourteen days after the court issues a decision on defendant's motion to dismiss in *Fairholme Funds*." *Id.*

5. In an Opinion and Order dated December 6, 2019 (the "December 6 Opinion"), the Court granted in part and denied in part the Government's motion to dismiss *Fairholme Funds*.

6. Because the parties to this action require additional time to confer regarding further proceedings, and agree that it would be beneficial to take into account proceedings to be proposed in a joint status report due on January 10, 2020, in *Fairholme Funds, Inc., et al. v. United States*, No. 13-465, an enlargement of the time within which to file a status report in this case is necessary. Consequently, the parties respectfully request that the Court extend the deadline for filing the status report due today until February 10, 2020.

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18-369C; *Appaloosa Inv. Ltd. P'ship I v. United States*, No. 18-370C; *CSS, LLC v. United States*, No. 18-371C; and *Mason Capital L.P. v. United States*, No. 18-529C.

Respectfully submitted,

Dated: December 20, 2019

/s/ Hamish P.M. Hume

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