

UNITED STATES COURT OF FEDERAL CLAIMS

MICHAEL E. KELLY, FBOP
CORPORATION, RIVER CAPITAL
ADVISORS, INC. and FBOP
CORPORATION ON BEHALF OF
CALIFORNIA NATIONAL BANK, PARK
NATIONAL BANK, SAN DIEGO
NATIONAL BANK, PACIFIC NATIONAL
BANK, BANKUSA, NORTH HOUSTON
BANK, MADISON STATE BANK,
COMMUNITY BANK OF LEMONT,
CITIZENS NATIONAL BANK AND RIVER
CAPITAL ADVISORS, INC.

Plaintiffs,

v.

THE UNITED STATES OF AMERICA,

Defendant.

No. 1:21-cv-01949-KCD

**NOTICE OF DIRECTLY RELATED
CASE**

Pursuant to RCFC 40.2, Plaintiffs Michael E. Kelly, FBOP Corporation, River Capital Advisors, Inc. and FBOP Corporation on Behalf of California National Bank, Park National Bank, San Diego National Bank, Pacific National Bank, Bank USA, North Houston Bank, Madison State Bank, Community Bank of Lemont, Citizens National Bank and River Capital Advisors, Inc. hereby provide notice of the following directly related case:

Washington Federal v. United States, CFC No. 1:13-cv-00385

Under RCFC 40.2(a)(2), cases are directly related when: (A) they involve the same

parties and are based on the same or similar claims; or (B) they involve the same contract, property, or patent. This case and the *Washington Federal* case are directly related under subsection (B) of RCFC 40.2(a)(2). They both relate to the taking and/or illegal exaction by the United States of the same property interests arising from stock ownership in the Federal National Mortgage Association (“Fannie Mae”) and the Federal Home Loan Mortgage Corporation (“Freddie Mac”).

Rule 40.2(a)(3) further requires a party to state whether assigning the cases to a single judge can be expected to conserve judicial resources and promote the efficient administration of justice. The *Washington Federal* case has been assigned to the Honorable Margaret M. Sweeney. Assigning this matter to Judge Sweeney would allow this action to be coordinated with the *Washington Federal* case and thereby conserve judicial resources and promote the efficient administration of justice.

DATED: October 4, 2021

By



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CERTIFICATE OF SERVICE

I certify that on October 4, 2021, I caused this document to be served on all counsel in the *Washington Federal* action via email.



Steve W. Berman