

**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

**MOTION TO DISMISS OF DEFENDANTS FEDERAL HOUSING FINANCE
AGENCY AS CONSERVATOR FOR FANNIE MAE AND FREDDIE MAC AND
FHFA DIRECTOR MELVIN L. WATT**

Defendants Federal Housing Finance Agency (“FHFA”), and Melvin L. Watt, in his capacity as Director of FHFA, hereby move the Court for an Order dismissing the claims with prejudice pursuant to Fed. R. Civ. P. 12(b)(1) and Fed. R. Civ. P. 12(b)(6). The grounds for this Motion are set forth more fully in the Memorandum filed contemporaneously herewith.

Dated: January 9, 2017

Respectfully submitted,

/s/ Thad T. Dameris

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*Attorney for Defendants Federal Housing
Finance Agency and Director Melvin L. Watt*

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served upon the parties to this action by serving a copy upon each party listed below on January 9, 2017, by the Electronic Filing System.

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/s/ Thad T. Dameris _____
Thad T. Dameris

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[PROPOSED] ORDER

Upon consideration of the Motion to Dismiss of Defendants Federal Housing Finance Agency as Conservator for Fannie Mae and Freddie Mac and FHFA Director Melvin L. Watt, and the briefs submitted by the parties, it is hereby ORDERED:

1. Defendants' Motion to Dismiss is GRANTED; and
2. Plaintiffs' Complaint for Declaratory and Injunctive Relief is DISMISSED with prejudice.

Dated: _____

HONORABLE NANCY F. ATLAS
UNITED STATES DISTRICT COURT JUDGE