

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

FAIRHOLME FUNDS, Inc., <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	No. 13-465C
v.)	(Judge Sweeney)
)	
THE UNITED STATES,)	
)	
Defendant.)	

NOTICE OF FILING OF APPLICATION OF J. TIMOTHY HOWARD FOR ACCESS TO PROTECTED INFORMATION

Pursuant to Paragraph 7 of the Protective Order (Doc. 73) issued by the Court on July 16, 2014, Plaintiffs respectfully file the attached application of J. Timothy Howard for access to Protected Information. In accordance with the procedures established under Paragraph 7 of the Protective Order, Plaintiffs have consulted with counsel for Defendant regarding this application, and counsel has informed Plaintiffs that Defendant opposes the applicant’s access to Protected Information.

Date: September 8, 2014

Respectfully submitted,

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ATTACHMENT A

In the United States Court of Federal Claims

No. 13-456C

FAIRHOLME FUNDS, INC. et al., *

Plaintiffs, *

v. *

THE UNITED STATES, *

Defendant. *

DECLARATION OF J. Timothy Howard

I hereby certify that I have carefully reviewed and am fully familiar with the provisions of the Protective Order dated 7/16/14, entered and filed of record in the above-captioned litigation ("Protective Order").

I certify that I am eligible to have access to Confidential Material, pursuant to paragraphs 4 and 7 of the Protective Order. As a condition precedent to my examination of any Protected Information pursuant to the Protective Order, or any information contained in said material, I hereby agree that the Protective Order and any amendments thereto shall be deemed directed to and shall bind me, and that I shall observe and comply with all provisions of the Protective Order.

J. T. Howard

SIGNATURE

J. Timothy Howard

NAME (PRINTED)

N.A.

BUSINESS ADDRESS

Self

CURRENT EMPLOYER

FORNER Vice Chairman & CFO -- FARMER MA
CURRENT OCCUPATION OR JOB DESCRIPTION