

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
(Northern Division)

COLATTA DEAN et al.,

Plaintiffs,

v.

MEL MARTINEZ, et al.,

Defendants

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CIVIL ACTION NO.: CCB 03-1381


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PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT  
AGAINST THE FEDERAL DEFENDANTS

Plaintiffs Colatta Dean, et. al. hereby move this Court, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for entry of summary judgment in plaintiffs' favor on Count Ten of their Second Amended Complaint (Count Seven of their First Amended Complaint) – their claims that defendants Mel Martinez and the U.S. Department of Housing & Urban Development violated the Multifamily Housing Property Disposition Act, giving rise to liability under the Administrative Procedures Act. As grounds for this motion, plaintiffs state that there is no genuine issue as to any material fact on this claim and plaintiffs are entitled to a judgment as a matter of law.

This motion is based on the accompanying memorandum in support, together with all of the pleadings and papers filed in this action.

Dated: March 8, 2004.

A handwritten signature in dark ink, appearing to read "Gregory L. Countess".

Gregory L. Countess, Bar No. 11431  
Hannah E.M. Lieberman, Bar No. 05456  
LEGAL AID BUREAU, INC.  
500 E. Lexington Street  
Baltimore, Maryland 21202  
Tel: (410) 539-5340  
Fax: (410) 539-1710

Counsel for Plaintiffs Colatta Dean, et. al.