

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JAMES CONTANT, et al., :  
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Plaintiffs, :  
:  
-against- :  
:  
BANK OF AMERICA CORPORATION, et al., :  
:  
Defendants. :  
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17 Civ. 3139 (LGS)

**OPINION AND ORDER**

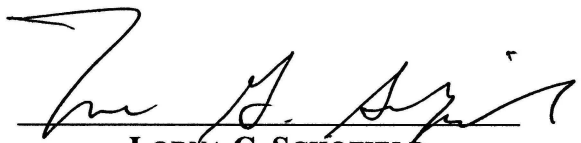
LORNA G. SCHOFIELD, District Judge:

WHEREAS Plaintiffs moved for leave to amend (Dkt. 138) in order to assert claims under the Florida Deceptive and Unfair Trade Practices Act, Fl. Stat. § 501.201, *et seq.*;

WHEREAS, pursuant to Fla. Stat. § 501.212(4)(c), the FDUTPA “does not apply to . . . . Banks, credit unions, and savings and loan associations regulated by federal agencies.” It is hereby

**ORDERED** that, by **September 19, 2018**, Plaintiffs and Defendants shall each submit a letter brief, not to exceed three pages, citing any applicable law and legislative history and including any argument as to (1) what entities constitute “banks . . . regulated by federal agencies” within the meaning of § 501.212(4)(c) and (2) which Defendants do or do not meet that definition.

Dated: September 12, 2018  
New York, New York

  
**LORNA G. SCHOFIELD**  
**UNITED STATES DISTRICT JUDGE**