

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 WELLS FARGO BANK, NA,)
)
 Defendant.)
 _____)

CIVIL ACTION NO.

**JOINT MOTION FOR ENTRY OF
CONSENT ORDER AND STATEMENT OF POINTS AND AUTHORITIES**

Plaintiff, United States of America, and Defendant, Wells Fargo Bank, NA (“Wells Fargo”), pursuant to Rule 7 of the Federal Rules of Civil Procedure and Local Civil Rule 7, hereby move the Court for entry of the proposed Consent Order lodged contemporaneously with this motion to resolve the United States’ civil action brought to enforce the Equal Credit Opportunity Act (ECOA), 15 U.S.C. §§ 1691-1691f, and the Fair Housing Act (FHA), 42 U.S.C. §§ 3601-3619. The United States and Wells Fargo ask that the Consent Order be entered immediately.

In support of this motion, the parties state that the United States has filed a complaint with the Court alleging violations of ECOA and FHA. Wells Fargo, by agreeing to the Consent Order, is not admitting any of the allegations. Rather, the Consent Order is entered into by the parties for the purpose of resolving disputed claims under ECOA and FHA and avoiding the expenses and risks of further litigation. The parties submit that the proposed Consent Order is fair, adequate, reasonable, and in the public interest. *See Stewart v. Rubin*, 948 F. Supp. 1077, 1986 (D.D.C. 1996) (setting forth the standard for approval of settlements).

Wherefore, for the foregoing reasons, the Court should enter the proposed Consent Order, which is attached hereto per Local Civil Rule 7(c).

Dated: July 12, 2012

Respectfully submitted,

For Plaintiff United States of America:

RONALD C. MACHEN JR.
D.C. Bar # 447889
United States Attorney
District of Columbia

THOMAS E. PEREZ
Assistant Attorney General
Civil Rights Division

DANIEL F. VAN HORN
D.C. Bar # 924092
Acting Chief, Civil Division

STEVEN H. ROSENBAUM
D.C. Bar # 417585
Chief
Housing and Civil Enforcement Section
Civil Rights Division
JON M. SEWARD
Deputy Chief
ELIZABETH PARR HECKER
HOLLY C. LINCOLN
Trial Attorneys

_____/s/_____
JAVIER M. GUZMAN
D.C. Bar # 462679
Assistant United States Attorney
555 Fourth Street, NW
Washington, DC 20530
Phone: (202) 616-1761
Fax: (202) 514-8780
Javier.Guzman2@usdoj.gov

_____/s/_____
COTY R. MONTAG
D.C. Bar # 498357
Trial Attorney
Housing and Civil Enforcement Section
Civil Rights Division
United States Department of Justice
950 Pennsylvania Avenue, NW
Northwestern Building, 7th Floor
Washington, DC 20530
Phone: (202) 305-0122
Fax: (202) 514-1116
Coty.Montag@usdoj.gov

For Defendant Wells Fargo Bank, NA:

_____/s/_____
BART H. WILLIAMS
Munger, Tolles & Olson LLP
355 So. Grand Avenue, 35th Floor
Los Angeles, CA 90071
Phone (213) 683-9295
Fax: (213) 687-3702
Bart.Williams@mto.com
Counsel for Wells Fargo Bank, NA