

# BUCKLEY

## RECENT FALSE CLAIMS ACT AND FIRREA SUITS, SETTLEMENTS, AND DECISIONS INVOLVING FINANCIAL INSTITUTIONS

Date Filed	Date Settled	Case Name	Subject Matter	Claims	Court	Key Documents	Status
9/27/2021	9/28/2021	Wells Fargo Bank, N.A.	Foreign exchange practices	FIRREA	S.D.N.Y.	<a href="#">Press Release</a> <a href="#">Complaint</a> <a href="#">Stipulation and Order of Settlement and Release</a>	Settled (\$72.6 million: \$35,337,319.90 FIRREA civil penalty; \$35,337,319.90 in restitution; and \$2 million forfeiture)
N/A	1/12/2021	SlideBelts, Inc.	Cares Act – PPP	FCA; FIRREA	N/A	<a href="#">Press Release</a> <a href="#">Settlement Agreement</a>	Settled (\$100,000)
9/8/2014	10/22/2020	U.S. <i>ex rel.</i> Dougherty v. Guild Mortgage Company	FHA loan origination	FCA	Southern District of California	<a href="#">Press Release</a> <a href="#">Second Amended Complaint</a>	Settled (\$24.9 million)
9/25/2020	Pending	U.S. v. James B. Nutter & Company	FHA loan origination	FCA; FIRREA	Western District of Missouri	<a href="#">Press Release</a> <a href="#">Complaint</a>	Pending (case transferred to W.D. Mo. on 10/20/2020)
6/15/2017	4/29/2020	Guaranteed Rate Inc.	FHA, VA loan origination	FCA; FIRREA	N.D.N.Y.	<a href="#">DOJ Press Release</a>	Settled (\$15.06 million)
N/A	3/31/2020	Finance of America	Reverse mortgage origination	FCA	N/A	<a href="#">DOJ Press Release</a> <a href="#">Settlement Agreement</a>	Settled (\$2.47 million total; \$1.97 million to resolve FCA claims and \$500,000 to resolve HUD administrative liability)

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N/A	2/21/2020	Wells Fargo & Co.	Sales practices	FIRREA	N/A	<a href="#">DOJ Press Release</a> <a href="#">Settlement Agreement</a> <a href="#">Deferred Prosecution Agreement</a>	Settled (\$3 billion combined civil, criminal resolution)
11/8/2018	Pending	U.S. v. UBS Securities LLC et al.	RMBS Disclosures	FIRREA	E.D.N.Y.	<a href="#">Memo and Order</a> <a href="#">DOJ Press Release</a> <a href="#">Decision on Motion to Dismiss (12/10/2019) (Denied)</a>	Pending (motion to dismiss denied 12/10/2019)
04/23/2015	6/14/2019	U.S. v. Quicken Loans Inc.	FHA loan origination	FCA	District of Columbia District Court E.D.Mich.	<a href="#">Complaint</a>	U.S. Suit Settled (\$32.5 million) (Quicken Suit Against U.S. Dismissed)
N/A	4/12/2019	General Electric	RMBS Disclosures	FIRREA	N/A	<a href="#">Press Release</a>	Settled (\$1.5 billion)
N/A	1/17/2019	Sierra Pacific Mortgage Company, Inc.	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$3.67 million)
N/A	12/21/2018	Compu-Link Corporation (Celink)	Reverse mortgage servicing	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$4.25 million)
6/24/2016	12/7/2018	U.S. <i>ex rel.</i> McGeehan v. Gateway Funding Diversified Mortgage Services LP n/k/a Finance of America Mortgage LLC	FHA loan origination	FCA	N.D.N.Y.	<a href="#">Settlement Agreement</a>	Settled (\$14.5 million)

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9/18/2014	10/16/2018	Universal American Mortgage Company LLC (U.S. <i>ex. rel.</i> Nguyen-Seligman v. Lennar Corp., <i>et al.</i> )	FHA loan origination	FCA	Western District of Washington	<a href="#">Relator Complaint</a> <a href="#">Press Release</a>	Settled (\$13.2 million)
N/A	10/15/2018	Nomura Holding America Inc.	RMBS Disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$480 million)
N/A	10/12/2018	BMO Harris Bank, N.A.	Deposit account control agreements	FIRREA	Eastern District of California	<a href="#">Press Release</a>	Settled (\$10 million)
N/A	10/9/2018	HSBC Holdings Plc	RMBS Disclosures	FIRREA	N/A	<a href="#">Press Release</a>	Settled (\$765 million)
N/A	9/28/2018	Lending Club	Loan origination	FIRREA	Northern District of California	<a href="#">Settlement</a> <a href="#">Press Release</a>	Settled (\$2 million)
N/A	8/14/2018	The Royal Bank of Scotland Group plc	RMBS Disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a> <a href="#">Annex 1</a> <a href="#">Annex 2</a>	Settled (\$4.9 billion)
N/A	8/1/2018	Wells Fargo Bank, N.A.	RMBS Disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$2.09 billion)
12/22/2016	3/29/2018	U.S. v. Barclays Capital, Inc., <i>et al.</i>	RMBS Disclosures	FIRREA	Eastern District of New York	<a href="#">Complaint</a> <a href="#">Settlement Agreement</a>	Settled (\$2 billion to be paid by Barclays; combined sum of \$2 million to be paid by individual executive defendants)

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N/A	2/28/2018	Deloitte & Touche LLP	Auditing of FHA loan originator	FCA	N/A	<a href="#">Press Release</a>	Settled (\$149.5 million)
12/14/2015	1/5/2018	U.S. <i>ex rel.</i> Jacobs v. Bank of America Corp., <i>et al.</i>	FHA servicing	FCA	Southern District of Florida	<a href="#">Relator Complaint</a> <a href="#">Stipulation of Dismissal and Settlement Agreement</a>	Settled (\$5 million)
7/8/2015	12/8/2017	U.S. <i>ex rel.</i> Shackelford v. IberiaBank	FHA loan origination	FCA	Eastern District of Arkansas	<a href="#">Press Release</a>	Settled (\$11.7 million)
9/21/2017	9/27/2017	U.S. v. Residential Home Funding Corp.	FHA loan origination	FCA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$1.67 million)
9/11/2017	11/14/2019	U.S. v. Mangione	RMBS disclosures	FIRREA	Eastern District of New York	<a href="#">Complaint</a> <a href="#">Settlement Agreement</a>	Settled (\$500,000)
N/A	8/7/2017	PHH Corp., PHH Mortgage Corp., and PHH Home Loans	FHA, VA, and GSE loan origination	FCA	N/A	<a href="#">Settlement Agreement (E.D.N.Y.)</a> <a href="#">Settlement Agreement (D. Minn.)</a>	Settled (\$74.4 million)
N/A	7/20/2017	Alexander Olympus Zarris	Reverse mortgage origination	FCA; FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$475,000)
N/A	6/30/2017	Prospect Mortgage	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$4.157 million)

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N/A	5/16/2017	Financial Freedom	Reverse mortgage servicing	FCA; FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$89 million)
N/A	1/20/2017	Société Générale, S.A.	RMBS disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$50 million)
N/A	1/18/2017	Credit Suisse Securities (USA) LLC	RMBS disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$5.28 billion; includes \$2.48 billion FIRREA penalty)
N/A	1/17/2017	Deutsche Bank and ACE Securities Corp.	RMBS disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$7.2 billion; includes \$3.1 billion FIRREA penalty)
N/A	1/13/2017	Moody's Investors Service, Inc., Moody's Analytics Inc., and Moody's Corporation	RMBS and CDO ratings	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$864 million; includes \$437.5 million FIRREA penalty)
N/A	1/11/2017	U.S. v. Volkswagen AG and Volkswagen Group of America, Inc.	Emissions standards compliance	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$2.8 billion; includes \$50 million FIRREA penalty)
N/A	12/28/2016	United Shore Financial Services, LLC	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$48 million)
N/A	10/19/2016	First American Mortgage Trust d/b/a NXTLoan.com	FHA loan origination	FCA	N/A	<a href="#">DOJ Press Release</a>	Settled (\$1.025 million)

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N/A	9/30/2016	SecurityNational Mortgage Company	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$4.25 million)
N/A	9/30/2016	Primary Residential Mortgage Inc.	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$5 million)
N/A	09/29/2016	Branch Banking & Trust Company (BB&T)	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$83 million)
N/A	09/13/2016	Regions Bank	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$52.4 million)
12/03/2013	N/A	U.S. <i>ex rel.</i> Dougherty, <i>et al.</i> v. Guild Mortgage Company	FHA loan origination	FCA	Southern District of California	<a href="#">Complaint</a>	Pending
3/19/2013	05/09/2016	U.S. <i>ex rel.</i> Kelschenbach v. M&T Bank Corp.	FHA loan origination	FCA	Western District of New York	<a href="#">Settlement Agreement</a>	Settled (\$64 million)
N/A	04/15/2016	Freedom Mortgage Corp.	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$113 million)
N/A	04/11/2016	Goldman Sachs	RMBS disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$5 billion settlement; includes \$2.385 billion FIRREA penalty)

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10/09/2012	04/08/2016	U.S. v. Wells Fargo Bank, N.A.	FHA loan origination	FCA; FIRREA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Decision on Motion to Dismiss (09/24/13)</a> <a href="#">Settlement Agreement</a>	Settled (\$1.2 billion)
N/A	02/11/2016	Morgan Stanley	RMBS disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$2.6 billion FIRREA penalty)
N/A	12/02/2015	Franklin American Mortgage Co.	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$70 million)
09/28/2015	2016-2018	U.S. v. Rainy Day Holdings, LLC, <i>et al.</i>	FHA lending/servicing	FCA; FIRREA	Eastern District of New York	<a href="#">Complaint</a> <a href="#">Continental Settlement Agreement</a> <a href="#">First Franklin Settlement Agreement</a> <a href="#">Rainy Day Holdings Settlement Agreement</a>	Settled (\$300,000 to be paid by Continental Mortgage Bankers defendants; \$1,250,000 to be paid by Franklin First defendants; \$266,000 to be paid by Rainy Day Holdings defendants).
06/30/2011	9/30/2015	U.S. <i>ex rel.</i> Mann v. Fifth Third Bancorp	FHA loan origination/self-reporting	FCA; FIRREA	Southern District of New York	<a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$85 million)
07/01/2013	09/04/2015	United States <i>ex rel.</i> McDonald v. Walter Investment Management Corp., <i>et al.</i>	Reverse Mortgage Loan Servicing	FCA	Middle District of Florida	<a href="#">Relator Complaint</a> <a href="#">DOJ Press Release</a>	Settled (\$29.63 million)
N/A	06/01/2015	First Tennessee Bank N.A.	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$212.5 million)

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10/04/2011	3/19/2015	U.S. v. The Bank of New York Mellon and David Nichols	Foreign exchange practices	FIRREA; 1345	Southern District of New York	<a href="#">Complaint</a> <a href="#">Stipulation of Partial Settlement</a> <a href="#">Decision on Motion to Dismiss (04/24/2013)</a> <a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$714 million settlement; includes \$167.5 million FIRREA penalty)
03/12/2015	03/12/2015	U.S. v. Plaza Bank	Payment processing	FIRREA; 1345	Central District of California	<a href="#">Complaint</a> <a href="#">Consent Decree</a>	Settled (\$1.225 million)
02/06/2013	03/12/2015	U.S. <i>ex rel.</i> Benites v. Hencorp Becstone Capital, L.C., <i>et al.</i>	Ex-Im Bank loan guarantees	FCA	District of Columbia District Court	<a href="#">Relator Complaint</a> <a href="#">DOJ Press Release</a>	Settled (\$3.8 million)
03/10/2015	03/10/2015	U.S. v. CommerceWest Bank	Payment processing	FIRREA; 1345	Central District of California	<a href="#">Complaint</a> <a href="#">Consent Decree</a>	Settled (\$4.9 million settlement and deferred prosecution agreement; includes \$1.0 million FIRREA penalty)
N/A	02/25/2015	Metlife Home Loans, LLC	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$123.5 million)
04/04/2013	12/31/2014	U.S. v. Movtady, Golden First Mortgage Corp.	FHA loan origination	FCA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Opinion on Motion to Dismiss (04/07/14)</a> <a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$36.3 million)
N/A	12/23/2014	GTL Investments, Inc.	FHA loan origination	FCA	N/A	<a href="#">DOJ Press Release</a>	Settled (\$4.2 million)



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09/10/2014	09/17/2014	U.S. v. Besneli & Saba, Inc.	Ex-Im Bank loan guarantees	FCA; FIRREA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Stipulation and Order of Dismissal</a>	Settled as to Saba, Inc. (\$3.5 million)
02/04/2013	2/2/2015	U.S. v. McGraw Hill Companies, Inc. and Standard & Poor's Financial Services, LLC	RMBS ratings	FIRREA	Central District of California	<a href="#">Complaint</a> <a href="#">Decision on Motion to Dismiss (07/16/2013)</a> <a href="#">Settlement Agreement</a>	Settled (\$1.375 billion settlement; includes \$687.5 million FIRREA penalty)
N/A	08/20/2014	Bank of America Corporation, <i>et al.</i>	RMBS disclosures; Loan sales to GSEs; FHA loan origination	FCA; FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$16.65 billion settlement; includes \$5 billion FIRREA penalty; \$1.05 billion in FCA recoveries; and \$800 million recovery for FHA-related claims)
10/18/2011	07/24/2014	U.S. v. BNP Paribas SA	USDA loan guarantees	FCA	Southern District of Texas	<a href="#">Complaint</a> <a href="#">Judgment</a>	Settled (\$80 million)
N/A	07/14/2014	Citigroup, Inc.	RMBS disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$7 billion settlement; includes \$4 billion FIRREA penalty)
N/A	06/30/2014	U.S. Bank National Association	FHA loan origination	FCA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$200 million)
06/03/2014	06/19/2014	U.S. v. HSBC Bank USA, N.A.	Mortgage loan servicing (foreclosure expenses)	FCA	Southern District of New York	<a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$10 million)

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08/06/2013	06/19/2014	U.S. v. Bank of America Corporation, <i>et al.</i>	RMBS disclosures	FIRREA	Western District of North Carolina	<a href="#">Complaint</a> <a href="#">Memorandum and Recommendation (03/27/14)</a> <a href="#">Order re: Amending of Complaint (06/19/14)</a>	Settled (as part of 08/20/2014 settlement above)
6/17/2014	9/30/2014	U.S. <i>et al.</i> v. SunTrust Mortgage, Inc.	FHA loan origination/servicing	FCA; FIRREA	District of Columbia	<a href="#">Complaint</a> <a href="#">Consent Judgment</a>	Settled (\$968 million settlement; includes \$418 million in FHA settlement)
01/10/2013	02/04/2014	U.S. <i>ex rel.</i> Edwards v. JPMorgan Chase Bank, N.A., and JPMorgan Chase & Co.	FHA & VA loan origination	FCA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$614 million)
N/A	11/19/2013	JPMorgan Chase & Co.	RMBS disclosures	FIRREA	N/A	<a href="#">Settlement Agreement</a>	Settled (\$13 billion settlement; includes \$2 billion FIRREA penalty)
01/08/2014	01/08/2014	U.S. v. Four Oaks Fincorp, Inc. and Four Oaks Bank & Trust Company	Payment processing	FIRREA; 1345	Eastern District of North Carolina	<a href="#">Complaint</a> <a href="#">Consent Order</a>	Settled (\$1.2 million)
05/22/2013	12/04/2013	U.S. v. Reunion Mortgage, Inc. <i>et al.</i>	FHA loan origination	FCA	Northern District of California	<a href="#">Complaint</a> <a href="#">DOJ Press Release</a>	Settled (\$1.04 million)
11/19/2012	11/19/2012	U.S. v. First Bank of Delaware	Payment processing	FIRREA	Eastern District of Pennsylvania	<a href="#">Complaint</a> <a href="#">Settlement Agreement</a>	Settled (\$15.5 million)

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2/24/2012	N/A	U.S. v. Countrywide Financial Corp.; Countrywide Home Loans, Inc.; Countrywide Bank, FSB; Bank of America Corp.; Bank of America, N.S.; and Rebecca Mairone	Loan sales to GSEs	FCA; FIRREA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Decision on Motion to Dismiss (08/16/13)</a> <a href="#">Opinion on Motion for Summary Judgment (02/17/14)</a> <a href="#">Opinion on Civil Penalties</a> <a href="#">Opinion on Post-Trial Motions</a> <a href="#">Second Circuit Decision</a>	Civil penalty award reversed on appeal
05/03/2011	05/10/2012	U.S. v. Deutsche Bank AG and MortgageIT, Inc.	FHA loan origination	FCA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$202.3 million)
03/12/2012	04/04/2012	U.S. <i>et al.</i> v. Bank of America Corporation, <i>et al.</i> (national mortgage servicing settlement)	FHA loan origination/servicing	FCA; FIRREA	District of Columbia	<a href="#">Complaint</a> <a href="#">Consent Judgment</a>	Settled (\$25 billion)
02/14/2012	03/20/2012	U.S. v. Bella Homes LLC, <i>et al.</i>	Foreclosure relief	FIRREA; 1345	District of Colorado	<a href="#">Complaint</a> <a href="#">Consent Judgment</a>	Settled (\$1.2 million)
02/24/2012	02/24/2012	U.S. v. Flagstar Bank, FSB	FHA loan origination	FCA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$132.8 million)
8/5/2011	02/16/2012	U.S. v. CitiMortgage, Inc.	FHA loan origination	FCA; FIRREA	Southern District of New York	<a href="#">Complaint</a> <a href="#">Stipulation and Order of Settlement and Dismissal</a>	Settled (\$158.3 million)

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08/05/2011	N/A	U.S. v. Allquest Home Mortgage f/k/a Allied Home Capital Corp. <i>et al.</i>	FHA loan origination	FCA; FIRREA; 1345	Southern District of Texas	<a href="#">Complaint</a> <a href="#">Opinion and Order on Damages and Civil Penalties</a> <a href="#">Fifth Circuit Decision Upholding Penalty</a>	Judgment entered against defendants (\$256 million in FCA treble damages and \$11.9 million in FCA civil penalties against Allied Home Mortgage; \$22 million in FCA treble damages and \$1 million in FCA civil penalties against CEO and Allied Capital; \$2.2 million each in FIRREA penalties against Allied Capital, Allied Corporation, and CEO)
07/29/2011	N/A	U.S. v. Luce	FHA loan origination	FCA; FIRREA	Northern District of Illinois	<a href="#">Complaint</a> <a href="#">Decision on Motion to Dismiss (06/20/2012)</a> <a href="#">Decision on Partial Summary Judgment (09/30/2015) (granted in part)</a> <a href="#">Decision on Summary Judgment (11/23/2016) (granted in part)</a> <a href="#">Appellate Decision on District Court Judgment (10/23/2017) (reversed and remanded)</a> <a href="#">Decision on Summary Judgment (07/10/2019) (granted in part)</a> <a href="#">Press Release</a>	Judgment entered against defendant (\$500,000)