

3/16/2011 – Elizabeth Warren’s testimony before the House Subcommittee on Financial Institutions and Consumer Credit gives Chairman Spencer Bachus reason to doubt Ms. Warren’s prior statements regarding CFPB’s involvement in a 50-state settlement negotiation with the nation’s largest lenders.

3/22/2011 – Judicial Watch submits a comprehensive FOIA to Treasury (for CFPB) seeking, among other items, documentation of all communication with the attorney general of each state.¹

3/23/2011 – Judicial Watch files Form 201 with the Office of Government Ethics seeking Ms. Warren’s Standard Form 278. Within 24 hours, OGE confirms that Ms. Warren has filed none.²

3/25-31/2011 – Judicial Watch files public records requests with each state’s attorney general under the applicable laws of each state seeking documentation of all communications with CFPB.

4/1/2011 to present – Dozens of states’ responses suggest Ms. Warren has been more deeply involved in the mortgage foreclosure settlement negotiations than she has maintained to date.

5/3/2011 – CFPB produces 20 pages as an interim response to FOIA 2011-03-070 a week late.

5/23/2011 – CFPB produces 154 heavily-redacted pages as a final response to FOIA 2011-03-070.

5/24/2011 – Ms. Warren expresses great distress when a hearing before the Subcommittee on TARP, Financial Services, and Bailouts of Public and Private Programs lasts longer than she expected. Separately, Judicial Watch files FOIAs with HUD, DOJ, Treasury, and OCC for a set of audits and a term sheet shown exclusively to Shahien Nasiripour according to his reports in the Huffington Post.³

5/25/2011 – Judicial Watch files a FOIA with Treasury (for CFPB) seeking all documentation regarding the scheduling of Ms. Warren’s May 24 appearance in Congress to verify her statements respecting a purported agreement with Chairman Patrick McHenry to leave the hearing at a particular hour.⁴

6/6/2011 – Judicial Watch files an administrative appeal of FOIA 2011-03-070.⁵ House Oversight and Government Reform Committee Chairman Darrell Issa schedules Ms. Warren’s next appearance before Congress to clarify the authority and operations of the CFPB before its scheduled launch date on July 21.

6/16/2011 – Judicial Watch publishes a summary of its findings and begins uploading state responses:

<http://www.judicialwatch.org/story/2011/jun/elizabeth-warren-and-consumer-financial-protection-bureau>

¹ Treasury is handling CFPB FOIAs until the subagency goes live on July 21.

² The relevant statute requires filing within 30 days of appointment and in May of each subsequent year. Confirmation of nonfiling by Ms. Warren is here attached as Exhibit 1.

³ Treasury diverted its copy of this FOIA to DOJ, which agency declared it would not comply with statutorily-specified deadlines or extensions. An appeal of those adverse determinations was filed on July 5, a copy of which is here attached as Exhibit 2.

⁴ CFPB has sought clarification but has made no attempt to fulfill this FOIA, which is here attached as Exhibit 3.

⁵ Administrative Appeal 2011-03-070 is here attached as Exhibit 4.

6/17/2011 – Judicial Watch delivers a CD of documents received thus far to Chairman McHenry’s office. Second requests are mailed to NC, DE, CT, and PA for records of AGs communications with CFPB.

6/20/2011 – Bloomberg reports that the House Committees on Financial Services and on Government Oversight and Reform draft a joint letter to Treasury Secretary Tim Geithner seeking CFPB’s communications with each state’s AG, citing the results of Judicial Watch’s investigation.

6/21/2011 – A month from CFPB’s launch, Judicial Watch renews its request to OGE for Ms. Warren’s financial disclosure form. It meets with the same result as before: confirmation of nonfiling.⁶

6/22/2011 – Judicial Watch declines CFPB’s unsolicited offer to expand the scope of a pending FOIA regarding key hires’ backgrounds in exchange for further delay on its fulfillment.

6/24/2011 – CFPB issues an “Interim Response” to the appeal in 2011-03-070. Such an action is neither supported by law or custom. Authority of those filing FOIA to respond to appeal is questionable at best.

6/27/2011 – Judicial Watch supplements its administrative appeal of 2011-03-070,⁷ prompted by CFPB’s effort to short-circuit the due process guaranteed by statute.

6/29-30/2011 – Via email, CFPB renews unsolicited offer to expand a different FOIA in exchange for forbearance of time. Judicial Watch again declines, asking only for fulfillment of all pending FOIAs.⁸

7/5/2011 – Treasury’s responses to Congress and Judicial Watch are due. Judicial Watch receives no response, making FOIA 2011-03-070 ripe for suit.

7/6/2011 – Judicial Watch briefs House Financial Services and Government Oversight Committees respecting Judicial Watch’s overall investigation into CFPB.

⁶ See note 2 above.

⁷ Supplementary Appeal 2011-03-070 is here attached as Exhibit 5.

⁸ Correspondence with CFPB regarding its unsolicited offer to expand the scope of a pending FOIA is Exhibit 6.