

Financial Services Update: Week Ending December 14, 2018

December 14, 2018

Financial Services Update

- **RESPA / QWR / Damages Allegations:** Borrowers sufficiently pleaded damages arising from lender's deficient QWR responses - [Ranger v. Wells Fargo Bank, N.A.](#), No. 17-11131 (11th Cir. Dec. 11, 2018) (reversing dismissal of RESPA and negligence per se)
- **RESPA:** 12 C.F.R. § 1024.41(g) prohibits a servicer from "mov[ing] for foreclosure judgment or order of sale, or conduct[ing] a foreclosure sale[.]" but does not prohibit servicers from taking steps to prepare for a foreclosure sale - [Edge-Wilson v. Wells Fargo Bank, N.A.](#), No. 18-cv-03302-PJH (N.D. Cal. Dec. 7, 2018) (dismissing second amended complaint for failure to allege a cognizable injury).

Related Practices

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