

Some Lawsuits Against Wells Fargo Bank - U.S.

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2013 (8)

Date	State Filed	Plaintiff	Case Type	Result
May 17, 2013	FL	Wells Fargo lawsuit settlement	The settlement in federal district court in Miami deals with claims that the bank and QBE overcharged homeowners in Florida for force-placed insurance.	Wells Fargo and QBE have agreed to settle a lawsuit dealing with force-placed insurance policies in Florida involving 24,000 borrowers. The companies will pay \$19.3 million to compensate the borrowers.
May 15, 2013	CA	Originally, Gutierrez vs. Wells Fargo See Aug. 11, 2010	Gouging and Profiteering - Phony overdraft fees	Judge Alsup of the federal 9th circuit court of appeals reinstated a \$203 million against Wells Fargo.
May 6, 2013	NY	NY AG Eric Schniederman announces that he will file a lawsuit against Wells Fargo and BofA.	Schneiderman alleges that Wells Fargo has "flagrantly violated" the terms of last year's \$25 billion mortgage settlement. He has documented 210 violations by WF.	Lawsuit to be filed "within weeks". It was suggested that the NY lawsuit could become a model for other states.
Apr. 25, 2013	CA	U.S. District Court	In July 2009, the Securities and Exchange Commission alleged Medical Capital affiliates defrauded investors; one month later, the company went into receivership. In September that year, investors who had bought bonds issued by Medical Capital affiliates initiated a lawsuit against Wells Fargo and Bank of New York Mellon Corp. (BK), another trustee, alleging the banks failed in their role as trustees by not catching the fraud.	Wells Fargo & Co. (WFC) agreed to pay \$105 million to investors of defunct medical-receivables-financing-company Medical Capital Holdings Inc.
Apr. 17,	NY	U.S. vs. Wells Fargo	"A decade of misconduct" "Wells Fargo knew these loans were no	Wells Fargo asked a judge to dismiss a suit by the U.S.

2013		U.S. District Court, Manhattan Case No. 12-cv-07527 AKA No. 12-cv-7527	good, but submitted the claims", Assistant U.S. Attorney Jeffrey Oestericher argued at the hearing, "And that is fraud."	government (Oct. 8, 2012) claiming the bank made reckless mortgage loans that caused losses for a federal insurance program.
Feb. 28, 2013	CA	Malta vs. Wells Fargo Case # 10 CV 1290 BEN (NLS) AND Allen v. Wells Fargo Auto Finance, Inc., Case No. CV 10 2657 W	The lawsuits allege that Wells Fargo violated the Telephone Consumer Protection Act by calling cell phones without prior consent using an automated dialer or with a prerecorded voice message.	Wells Fargo denies any liability but agreed to fund a \$17.1 million settlement to fully resolve both matters.
Feb. 13, 2013	DC	U.S. Dept. of Justice vs. Wells Fargo U.S. District Court, Manhattan Case No. 12-cv-7527	The suit alleges Wells defrauded the FHA's insurance program for over a decade.	US District Judge Rosemary Collyer in Washington refused the bank's request to dismiss the federal action.
Jan. 23, 2013	NY	House of Europe Funding vs. Wells Fargo Case# 13-00519, U.S. District Court, Southern District of New York	"rampant mismanagement" and "flagrant disregard" of their duties by investing more of the funds raised by House of Europe Funding I in other CDOs than they were allowed.	Filed in Manhattan "160 million in losses expected"

2012 (30)

Date	State Filed	Plaintiff	Case Type	Result
Dec. 26, 2010	CA	Gutierrez vs. Wells Fargo 9th U.S. Circuit Court of Appeals (See Aug. 11, 2010) (See May 15, 2013)	A U.S. appeals court vacated an injunction and a \$203 million restitution order against Wells Fargo & Co in consumer litigation over the bank's overdraft policies	"sent the case back to trial court in San Francisco to determine what relief is appropriate."
Dec. 18, 2012	CA	Larry Delassus vs. Wells Fargo	Based upon a Wells Fargo TYPO, Wells Fargo SCREWED Larry Delassus to the extent that he suffered a massive heart attack in court and died, on Dec. 18, 2012.	Next court session will be on Mar. 18, 2013. The judge plans to rule in favor of Wells Fargo, despite the fact that they are clearly culpable.
Dec. 11, 2012	CA	??? vs. Wells Fargo Atty. Jeffrey K. Berns	Pick-a-Pay Loans "Wells had failed to provide wide- ranging reductions of loan balances to	Filed See Dec. 10, 2010

			delinquent borrowers, as it had promised two years ago, when it settled a combined national class-action suit."	
	TX	Ybarra et al vs. Wells Fargo Case Number: 5:2012cv01167	Real Property - Foreclosure	Filed
Dec. 10, 2012	TX	Darlene Ford vs. Wells Fargo Case Number 3:2012cv05049	Real Property - Foreclosure Cause: 28:1332	Filed
	NY	Kokirtsev vs. Wells Fargo Case Number: 1:2012cv06056	Real Property Cause: 28:2201 - Declaratory Judgement	Filed
Dec. 9, 2012	TX	Aguilar et al vs. Wells Fargo Case Number 3:2012cv00487	Diversity Cause: 28:1332 - Other Contract	Filed
Dec. 6, 2012	NC	Devlin et al vs. Wells Fargo Case Number: 1:2012cv00388	Real Property - Foreclosure	Filed
Dec. 5, 2012	PA	Herrera vs. Wells Fargo Case Number: 2:2012cv06783	Torts - Property - Other Fraud Cause: 15:1691	Filed
	CA	Byron Keith Bush vs. Wells Fargo Case Number: 12-57191 Previous Case: 2:2012cv04599	Real Property - Foreclosure	Filed
Nov. 20, 2012	GA	U.S. ex rel vs. Wells Fargo U.S. District Court, Atlanta Case # 06-00547	"... defendants routine practice of creating false documents and making false statements to the VA in order to obtain guarantees on loans."	Filed
Nov. 12, 2012	CA	Estate of Curlee C. Dennis vs Wells Fargo Los Angeles District Court Case Number BC 493743	Pick-a-Pay Loan "Wells Fargo loaned an 87 year old woman 800,000 on a fixed income of \$2,600. She was African-American and her estate is suing Wells Fargo for elder abuse, discrimination, fraud, misrepresentation and quiet title."	Filed "Wells Fargo sold her home on January 19th 2013, the auction date was February 7, 2013."

Oct. 8, 2012	NY	<u>U.S. Dept. of Justice</u> vs. Wells Fargo U.S. District Court, Manhattan Case No. 12-cv-7527	<u>A decade of misconduct, under the Federal False Claims Act</u> - false certifications, mortgage lies Assigned to Judge Jesse M. Furman Manhattan Federal District Court	Filed Seeking 100's of millions
Aug. 17, 2012	VA	<u>Best Medical Inter.</u> vs. Wells Fargo	Discrimination - "The suit alleges that Wells Fargo discriminated against TeamBest(R) companies when it called commercial mortgage loans. The loans were fully performing with timely payments of principal and interest.	Filed
Aug. 14, 2012	MN	<u>S.E.C. Order</u> #33-9349.pdf	ORDER INSTITUTING ADMINISTRATIVE AND CEASE- AND-DESIST PROCEEDINGS PURSUANT TO SECTION 8A OF THE SECURITIES ACT OF 1933,	Wells Fargo fined \$6.5 million
Aug. 6, 2012	TX	Ogundipe vs. Wells Fargo Houston District Court Case # H-11-2387	Wrongful Foreclosure Violation of HAMP Breach of fiduciary duty	<u>Memorandum and Opinion</u> Summary judgment for defendant
Aug. 2, 2012	FL	Yovany Gonzalez vs. Wells Fargo <u>Case# 50 2012 CA01 4220</u>	Wells Fargo allegedly fired plaintiff three days before his daughter's cancer surgery, on a pretext, because the treatment was too expensive.	Filed - seeking the \$15,000 min. Will demand jury trial and seek a much higher award
Jul. 23, 2012	FL	Duran vs. Wells Fargo Case No. 12-20362-Civ- COOKE/TURNOFF	<u>Violation of FCCPA</u> - Florida Consumer Collection Practices Act	Motion is granted in part and denied in part. Plaintiff to submit additional information.
Jul. 16, 2012	FL	<u>Ira Fladell</u> vs. Wells Fargo Case # 12-cv-61368	Charging inflated force placed insurance premiums to homeowners - The premiums were inflated to cover kickbacks in the form of unearned commissions	Filed
Jul. 12, 2012	IL	<u>Justice Dept.</u> vs. Wells Fargo	Racial discrimination - African-American and Hispanic borrowers were allegedly steered into high-cost, subprime mortgages	AG Lisa Madigan announces judgment: \$175 million to be paid to 34,000 Wells customers as part of judgment, with millions more to be added.

Jun. 15, 2012	WY	Bill Kuhl vs. Wells Fargo Bank Case #S-11-0221	Unlawful termination Breach of express contract of employment	Filed
Jun. 11, 2012	TX	Schwarz vs. Wells Fargo Bank Cause # 04-0150-2-B Hampton and Associates, P.C. Haney and Associates, P.C.	Breach of fiduciary duty and mismanagement	Filed 5th amended orig. petition Probate Court, Tarrant County, TX Seeking \$50,000 relief Trial scheduled for Oct. 1, 2012
May 9, 2012	CA	Vicki and Richard Sutcliffe vs Wells Fargo Case 3:11-cv-06595-JCS	Denial of permanent loan modification - Phony loan modification Unfair competition, breach of contract and bad faith	San Francisco federal judge rules - Wells Fargo Loses Bid to Dismiss Homeowner Suit
Apr. 10, 2012	WDC	NFHA vs. Wells Fargo	Foreclosed properties in White areas are much better maintained and marketed by Wells Fargo than such properties in African-American and Latino neighborhoods	Filed - based upon undercover investigation
Apr. 9, 2012	LA	Michael Jones vs. Wells Fargo	Mortgage servicing misconduct	\$3.1 million awarded to plaintiff Federal Judge Elizabeth Magner chided Wells Fargo severely for "highly reprehensible" conduct
Mar. 21, 2012	FL	MDI Holdings vs. Wells Fargo	Wells Fargo bank overstepped its boundaries and tried to run MDI's business	Filed - asking for \$15 million
Mar. 9, 2012	IL	Lori Wigod vs. Wells Fargo	Fraud and Breach of Contract	Seventh Circuit Court of Appeals says Chicago homeowner Lori Wigod does have the right to sue Wells Fargo for fraud and breach of contract.
Feb. 14, 2012	CA	Pirelli Armstrong Tire Retiree Medical trust vs. John G. Stumpf Case - C 11-2369-SI	Northern California District Court "robo-signing of mortgage documents, criminal-enforcement actions and fair-lending violations."	Judgment from Judge Susan Illston - Directors of Wells Fargo & Co., must face investors' claims the bank failed to properly disclose details of its foreclosure practices to government investigators.

Feb. 10, 2012	CA	Baron and Budd vs. Wells Fargo and JPM Chase	Abusive mortgage default fees	Filed
Feb. 3, 2012	NY	NY Attorney General vs. Wells Fargo	"repeatedly submitted court documents containing false and misleading information that made it appear that the foreclosing party had the authority to bring a case when in fact it may not have."	Filed
Jan. 17, 2012	CA	Rousseau and Rousseau vs. Wells Fargo Case No. 56-2011-00398799-CU-OR-VTA	SECOND AMENDED COMPLAINT FOR BREACH OF CONTRACT; BREACH OF GOOD FAITH AND FAIR DEALING; WRONGFUL FORECLOSURE	Filed
60	40	210	280 - 800	210

2011 (33)

Date	State Filed	Plaintiff	Case Type	Result
Dec. 1, 2011	MA	AG Martha Coakley State of Massachusetts vs. Wells Fargo	Unlawful foreclosures, false documentation, robo-signing, and deceptive practices related to loan modifications.	Filed
Nov. 28, 2011	KS	National Credit Union Ad. (NCUA) vs. Wells Fargo Securities Case # 11-cv-2649	Wachovia misrepresented mortgage-backed securities and violated state and federal laws.	Filed - approx. \$160M
Nov. 2, 2011	NY	Loreley Financing vs. Wells Fargo Securities Case # 653037/2011	Conspiring to defraud Loreley in the sales of \$163.3 million of collateralized debt obligations	Filed
Oct. 27, 2011	TX	Richard Davis vs. AHMSI and Wells Fargo Bank Case # 1:11-cv-219	Loan servicers and their henchmen (attorneys and real estate brokers) continue to ignore the requirements of the Protecting Tenants at Foreclosure Act.	Filed
Oct. 19, 2011	DC	Justin Genese vs. Visa, MasterCard et al. Case # 11-cv-01838	Banks colluded with Visa and MasterCard to set artificially high rates on ATM fees.	Filed

Oct. 7, 2011	MN	Securian Financial et al vs. Wells Fargo Case # 0:11-cv-02957	Risky Wells Fargo investments cost plaintiff \$40 million	Filed
Oct. 4, 2011	FL	Duran vs. Wells Fargo Case #09-03703-CA	Mortgage appraisal and origination fraud	Filed
Oct. 3, 2011	CA	Barry Fagan vs. Wells Fargo Case # SC112044	Bank and Appraisal Fraud	Ongoing
Sept. 30, 2011	IL	Arriaga et al v. Wells Fargo Bank, NA et al Case Number: 1:2009cv02115	Fraud	Filed (Orig, filing was April 6, 2009.)
Sept. 30, 2011	CA	Sound Appraisal vs. Wells Fargo Case Number 10-16502 Ninth Court of Appeals	Conspiracy to violate the California common law duty of fair procedure	Filed
"SEPT"	FL	LaBovick Law vs. Wells Fargo Case # 50 2011CA 013862	Employee was terminated for bringing to light multiple branch violations of the Patriot Act.	Filed - NOBODY will provide the date in Sept. - Announced on November 10, 2011
Sept. 7, 2011	TX	Gerald T. Reilly vs. Wells Fargo Case No. 5:11-cv-743	Fraud, negligent misrepresentation, conversion, breach of contract, breach of good faith and fair dealing, unconscionable acts, unjust enrichment, and for violations of the Texas	Filed
Sept. 1, 2011	MN	Mike Ciresi for 9 charitable organizations vs. Wells Fargo	Fraud and Breach of Fiduciary Duty by ClearLend Securities	Filed
Sept. 1, 2011	CA	United Foreclosure Attorney Network Case # 34-2011-00110146	Highly Predatory Loans	Filed
Aug. 15, 2011	FL	Filed by Jack Pankow for Brian and Holly Barnhart and American Home Mortgage Serv.	Fraud, negligent misrepresentation, civil theft, conspiracy, breach of contract, breach of warranty and negligence - Wells Fargo sold house they did not own	Filed
Aug. 5,	NY	Class Action vs.	Wachovia failed to disclose the true	Wells Fargo agrees to pay

2011		Wachovia Preferred Securities Case 1:09-cv-06351-RJS	quality of its bonds and the bank's financial health	\$590 million
Aug. 3, 2011	CA	Chandler, AARP vs. Wells Fargo 11-cv-03831 U.S. District Court	Illegal Reverse Mortgage Foreclosures Heirs shut out	Filed
Jul. 26, 2011	D.C.	Department of Justice	Discriminatory Lending	"Lawsuit in Preparation"
Jun. 23, 2011	GA	Bibby and Donnelly vs. Wells Fargo Case #1:06-CV-0547-MHS	Veterans were Charged Hidden, Illegal Fees	Amended complaint filed Suit originally filed in 2006
Jun. 15, 2011	GA	Thomas G. Bloomer vs. Wells Fargo Bank Case # 2:11-cv-00072-LGW-JEG	Wells fargo foreclosed on plaintiff's house, when plaintiff never even had a loan with them.	Filed
May 13, 2011	TX	Homeowners vs. Wells Fargo	Wells Fargo did not own the Note and thus had no standing to foreclose.	Texas Court of Appeals affirms Summary Judgment
May 4, 2011	TN	City of Memphis, TN Memphis and Shelby counties	Predatory Mortgage Lending	Wells Fargo Motion to Dismiss denied "Plaintiffs have adequately pled"
Apr. 29, 2011	NV	Signature Developers Elko, NV	Illegal Foreclosure - Riverside Condominiums	WF must pay \$9.5 Million \$5.5 M for Fraud \$2.5 M for Negligent Represent. \$1.5 M for Breach of Contract
Apr. 25, 2011	MD	City of Baltimore	Predatory Lending	Wells Fargo Motion to Dismiss denied. Case will proceed
Apr. 15, 2011	NY	Wells Fargo vs. U.S.	Abusive Tax Shelters	Wells denied \$115M in tax deductions for 2002
Apr. 12, 2011	PA	Desiree Morris	Flood Insurance Class Action 3 classes	Filed
Mar. 30, 2011	CA	880 Los Angeles Borrowers	Predatory Mortgage Lending	WF must pay \$3.5 Million
Mar. 7, 2011	CA	Thomas M. Coleman	Motion to force arbitration Breach of fiduciary duties	Order affirmed - Respondent Coleman to

				recover costs
Feb. 22, 2011	FL	Florida retiree	IRA malfeasance, excessive trading	Pending
Feb. 21, 2011	GA	Veteran's Class Action	Veterans were overcharged on mortgages	Wells Fargo must pay \$10 Million
Feb. 15, 2011	PA	Patrick Rodgers vs. Wells Fargo	Homeowner Forecloses on Wells Fargo Wells failed to answer mortgage questions	Wells Fargo had to pay \$1,000
Feb. 2, 2011	CA	Shellie Gordon vs Wells Fargo	Overtime Class Action Misclassified employees	Filed
Jan. 7, 2011	MA	Massachusetts Supreme Court	Illegal Foreclosures Improper/ incomplete paperwork	No more phony foreclosure assignments
60	40	210	280 - 800	210

2010 (15)

Date	State Filed	Plaintiff	Case Type	Result
Dec. 30, 2010	CA	Nelson vs. Wells Fargo Case # BC 452 264	Fraud	?
Dec. 20, 2010	CA	California Attorney General	Predatory Loans Settlement Wachovia wrongdoing, primarily bringing about its collapse - Billions are owed to Californians	Wells Fargo has agreed in a settlement to offer home-loan modifications worth \$2 billion , and will also pay \$32 million in restitution to borrowers who lost their homes through foreclosures.
Nov. 23, 2010	CA	Harwood Feffer Class Action Forster vs. Wells Fargo et al.	ASC improperly and unlawfully induced borrowers to default on their mortgages by informing borrowers that loan modifications would not be considered for those individuals who were current on their payments	Filed - The lawsuit attacks ASC, America's Servicing Company, which is Wells Fargo's loan servicing division
Oct. 27, 2010	NV	Alkimya Group	Fraud - Breach of Contract Negligent Misrepresentation	Filed

Oct. 14, 2010	NY	New York Supreme Court Wells Fargo vs. A.D. Paneth	Fatal Defect - Mortgage was NEVER assigned to Wells Fargo	Foreclosure denied
Aug. 11, 2010	CA	Gutierrez vs. Wells Fargo	Gouging and profiteering - phony overdraft fees	Wells Fargo must pay \$203 Million
Jul. 19, 2010	MA	Homeowner Group	Loan Modifications Denied Breach of Contract	Pending
Jun. 30, 2010	FL	Sarasota County	Improper Investment Advice	Suit seeks \$40 Million
Jun. 3, 2010	MN	4 Non-profits vs. Wells Fargo	Breach of Fiduciary Duty Violations of the Minnesota consumer fraud act	Wells Fargo must pay \$30 million
Apr. 29, 2012	CA	Ronald Ward et. al. vs. Wells Fargo	Breach of Contract - Wrongful foreclosure Filed in Santa Cruz, CA	Filed 2011 Follow up
Apr. 15, 2010	IL	Class Action Lori Wigod vs. Wells Fargo Case 1:10-cv-02348	1. Breach of Contract 2. Breach of Implied Covenant of Good Faith and Fair Dealing 3. Promissory Estoppel	?
Apr. 14, 2010	TN	City of Memphis, TN	Predatory Lending	Pending
Mar. 10, 2010	NY	Wells Fargo vs. Stephen Tyson	Trespass (Foreclosure)	Wells Fargo must pay \$155,000
Jan. 12, 2010	D.C.	Wells Fargo vs. U.S.	Improper Tax Deductions - SILO Improper deals with tax-exempt entities	Wells denied \$115M in tax deductions
Jan. 7, 2010	MD	City of Baltimore, MD	Predatory Lending - Ghetto Loans	Dismissed - recession blamed Judge caves in to Wells
60	40	210	280 - 830	210

2009 (5)

Date	State Filed	Plaintiff	Case Type	Result
Nov. 20, 2009	CA	California Attorney General	Auction Rate Securities Fraud	Wells Fargo agrees to buy back worthless securities
Oct. 23, 2009	NY	Wells Fargo vs. Marchione et al.	Wells Fargo Loses Appeal	Assignments disallowed
Aug. 19, 2009	IL	Michael Hickman vs. Wells Fargo	Illegally Cut Home Equity Lines of Credit - Did not provide notice Bogus software undervalued homes	Filed
Jul. 31, 2009	IL	Illinois Attorney General Case # 09CH26434	Discriminatory illegal lending Blacks steered to sub-prime loans	Filed
Jul. 23, 2009	CA	Brandi A. McLay vs. Wells Fargo Bank Superior Court, San Diego Law Offices of David J. Gallo Case # 37-2009-00094494- CU-BT-CTL	Complaint seeking monetary recovery as a remedy for: (1) Conversion; (2) Unjust enrichment; and (3) Unfair competition	Filed When a customer makes an ATM error in the bank's favor, Wells Fargo simply KEEPS THE MONEY.
Apr. 6, 2009	IL	See Arriaga (2011)	-	-

2008 (2)

Oct. 30, 2008	CA	6,600 Home Loan Consultants - Class Action	Unreimbursed Business Expenses Improper deductions	Wells Fargo agrees to pay up to \$10 Million
Oct. 3, 2008	WA	Hagens Berman	Excessive overdraft fees Transaction resequencing	Customer transactions were illegally reordered so as to maximize late and overdraft fees.

2007 (2)

Dec.	CA	DOLORES MANDRIGUES,	The " Pick-A-Payment " case	Filed
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31, 2007		et al. vs. World Savings, Wachovia Mortgage Case 5:07-cv-04497-JF	(1) Violations of the Truth in Lending Act, 15 U.S.C. §1601, et seq; (2) Fraudulent Omissions; (3) Violation of Bus. & Prof. Code §17200, et seq. - "Unfair" and "Fraudulent" Business Practices; (4) Breach of Contract; and (5) Breach of the Covenant of Good Faith and Fair Dealings.	
Nov. 1, 2007	DC	Yvonne Gipson et al. vs. Wells Fargo 3rd amended complaint filed June 7, 2010 in Minnesota Case # 08-CV-4546	Breach of Fiduciary Duty 1. Engaging in prohibited transactions 2. Breach of duty of loyalty 3. Breach of Co-Fiduciary Duty 4. Wells Fargo violated ERISA	Filed
60	40	210	280 - 800	210