Congress of the United States

Washington, DC 20515

February 11, 2025

The Honorable Russell Vought Acting Director Consumer Financial Protection Bureau 1700 G St. NW Washington, DC 20552 The Honorable Scott Bessent Secretary Department of the Treasury 1500 Pennsylvania Avenue NW Washington, DC 20220

Dear Acting Director Vought and Secretary Bessent:

We write with deep concern about the incursion of members of Elon Musk's "Department of Government Efficiency" (DOGE) into the Consumer Financial Protection Bureau (CFPB) and your illegal orders to stop its work.¹ Dismantling this law enforcement agency has long been a priority of the big financial institutions it was created to regulate, and this effort to seize control of the CFPB's inner workings is the clearest example yet that President Trump is willing to reward the billionaires who backed him, even at the expense of ordinary Americans.² We beat back all prior efforts to gut this agency, and we will fight this latest attack in Congress, the courts, and the public. It will fail.

Congress created the CFPB in response to the 2008 financial crisis through the bipartisan *Dodd Frank Act.*³ Since its founding, the agency has returned over \$21 billion to millions of consumers scammed out of their money, including returning hundreds of millions of dollars to veterans, seniors, and student borrowers cheated by predatory lenders.⁴ The CFPB is the primary government agency working to stop unfair debanking,⁵ protecting consumers from mortgage fraud, ⁶ and cracking down on exploitative junk fees—saving Americans billions of dollars a year.⁷

https://www.consumerfinance.gov/about-us/newsroom/cfpb-proposes-rule-to-stop-data-brokers-from-selling-

https://www.consumerfinance.gov/about-us/newsroom/cfpb-closes-overdraft-loophole-to-save-americans-billions-

¹ Wired, "DOGE Is Now Inside the Consumer Financial Protection Bureau," Makena Kelly, February 7, 2025, <u>https://www.wired.com/story/doge-access-consumer-financial-protection-bureau-data/</u>.

² CNN, "Musk spent more than a quarter-billion dollars to elect Trump, including funding a mysterious super PAC, new filings show," Fredreka Schouten, David Wright, and Alex Leeds Matthews, December 6, 2024, <u>https://www.cnn.com/2024/12/05/politics/elon-musk-trump-campaign-finance-filings/index.html</u>.

³ Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203.

⁴ Consumer Financial Protection Bureau, "The CFPB," <u>https://www.consumerfinance.gov/about-us/the-bureau/</u>.

⁵ Consumer Financial Protection Bureau, "CFPB Proposes Rule to Ban Contract Clauses that Strip Away

Fundamental Freedoms," press release, January 13, 2025, <u>https://www.consumerfinance.gov/about-us/newsroom/cfpb-proposes-rule-to-ban-contract-clauses-that-strip-away-</u>

fundamental-freedoms/; Consumer Financial Protection Bureau, "CFPB Proposes Rule to Stop Data Brokers from Selling Sensitive Personal Data to Scammers, Stalkers, and Spies," press release, December 3, 2024,

sensitive-personal-data-to-scammers-stalkers-and-spies/; Consumer Financial Protection Bureau, "CFPB Closes Overdraft Loophole to Save Americans Billions in Fees," press release, December 12, 2024,

in-fees/; Consumer Financial Protection Bureau, "CFPB Targets Unfair Discrimination in Consumer Finance," press

release, March 16, 2022, <u>https://www.consumerfinance.gov/about-us/newsroom/cfpb-targets-unfair-discrimination-in-consumer-finance/</u>. ⁶ Consumer Financial Protection Bureau, "Mortgage Servicing Rules Under the Real Estate Settlement Procedures Act (Regulation X)

and the Truth in Lending Act (Regulation Z)," <u>https://www.consumerfinance.gov/rules-policy/final-rules/mortgage-servicing-rules-</u> under-real-estate-settlement-procedures-act-and-truth-lending-act/.

⁷ Consumer Financial Protection Bureau, "The CFPB," <u>https://www.consumerfinance.gov/about-us/the-bureau/</u>.

On the evening of Thursday, February 6th, at least three of Musk's employees entered CFPB headquarters and requested access to sensitive CFPB information, including internal staff records, competitive industry data, and personally identifiable consumer information.⁸ The release of this data to inexperienced, untrained, and unvetted employees raises serious concerns about its impact on law enforcement, consumer privacy, and the protection of confidential supervisory information of the nation's biggest financial institutions, while "stoking fears that Musk will try to virtually dismantle the agency to the extent possible."⁹ It also "raises uncomfortable questions if Musk's company X launches a payments system as the CFPB has data on competitors such as Cash App."¹⁰

DOGE's incursion into the CFPB follows Treasury Secretary Scott Bessent's order on February 3rd directing CFPB employees to freeze all rulemakings, litigation and enforcement activities, and external communications "unless expressly approved by the Acting Director or required by law."¹¹ On February 8th, Acting Director Vought expanded the stop work order to include monitoring big banks, predatory lenders, and other financial services firms for illegal activity.¹² He also declined to accept scheduled funding for the CFPB.¹³ On February 9th, the agency's headquarters were temporarily closed,¹⁴ and on February 10th, Acting Director Vought ordered all CFPB staff to "not perform any work tasks."¹⁵

The Trump Administration has effectively fired the financial cop on the beat and declared open season for predatory lenders and scam artists working to steal Americans' money and threaten their financial security. No matter how badly someone has been cheated and no matter how extensive the scam, the Administration has declared that the financial cops should simply stand by and watch while giant networks of lenders cheat American consumers. This is particularly costly for people whose claims of illegal foreclosures, car repossessions, or debanking are currently under investigation by the agency.

Your efforts to dismantle the CFPB are dangerous, and we will fight them at every turn. We ask that you remove Mr. Musk's operatives from the CFPB, restore all internal and external systems and operations, and allow the CFPB to continue to do its job of protecting American consumers.

Sincerely,

 ⁸ NPR, "Musk's team takes control of key systems at Consumer Financial Protection Bureau," February 7, 2025, <u>https://www.npr.org/2025/02/07/g-s1-47322/musks-team-takes-control-of-key-systems-at-consumer-financial-protection-bureau</u>.
⁹ NPR, "Russell Vought takes the helm at CFPB, orders pause in agency activities," Laurel Wamsley, February 8, 2025,

https://www.npr.org/2025/02/08/nx-s1-5290914/russell-vought-cfpb-doge-access-musk.

¹⁰ PBS, "Vought orders CFPB to stop investigations and suspend new rules from taking effect," Christopher Rugaber, February 9, 2025, <u>https://www.pbs.org/newshour/politics/vought-orders-cfpb-to-stop-investigations-and-suspend-new-rules-from-taking-effect</u>.

¹¹ NPR, "Treasury Secretary Bessent, tapped to run CFPB, orders staff to halt work," Laurel Wamsley, February 4, 2025, <u>https://www.npr.org/2025/02/03/nx-s1-5285356/treasury-secretary-bessent-acting-cfpb-director</u>; Reuters, "Trump's consumer watchdog freezes CFPB activity on first day of job," Douglas Gillison, February 3, 2025, <u>https://www.reuters.com/world/us/trumps-consumer-watchdog-freezes-cfpb-activity-first-day-job-2025-02-03/</u>.

¹² CNN, "Consumer financial watchdog is ordered by acting director to stop fighting financial abuse," Matt Egan, February 9, 2025, https://www.cnn.com/2025/02/09/business/cfpb-vought-stop-activity/index.html.

¹³ USA Today, "White House Declines More Funding for the Consumer Finance Protection Bureau," Bart Jansen, February 9, 2025, <u>https://www.usatoday.com/story/news/politics/2025/02/08/white-house-declines-funding-consumer-finance-protection-bureau/</u>78368494007/.

¹⁴ Wall Street Journal, "CFPB to Close Office After Vought Tells Staff to Halt All Supervision," Brian Schwartz and Dylan Tokar, February 9, 2025, <u>https://www.wsj.com/finance/regulation/vought-moves-to-defang-cfpb-telling-staff-to-halt-all-supervision-19f1ac9f</u>.

¹⁵ Business Insider, "The CFPB tells its workers to 'not perform any work tasks' this week while it shuts down its DC headquarters," Ayelet Sheffey, February 10, 2025, https://www.businessinsider.com/cfpb-shutting-down-dc-offices-russ-vought-trump-elon-musk-2025-2.

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