

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

CONSUMER DATA INDUSTRY
ASSOCIATION,

Plaintiff,

v.

STATE OF TEXAS THROUGH
KEN PAXTON, IN HIS
OFFICIAL CAPACITY AS
ATTORNEY GENERAL FOR THE
STATE OF TEXAS,

Defendant.

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No. 1:19-CV-00876-RP

JOINT STATUS REPORT

Pursuant to the Court’s Text Order continuing the agreed-upon stay in this case (Dkt. No. 75) Plaintiff Consumer Data Industry Association (“CDIA”), and Defendant State of Texas through Ken Paxton, in his Official Capacity as Attorney General for the State of Texas (collectively “the Parties”) hereby submit the following status report, and jointly seek a continued stay of the case:

The Consumer Financial Protection Bureau (“CFPB”) issued a notice of proposed rulemaking on June 11, 2024 proposing to largely ban the reporting of medical debt information in consumer reports, which could have implications on this case.¹ The comment period closed on August, 12, 2024 and over 70,000 people submitted comments on the rule, including CDIA and its members. To date, the CFPB has not announced when it will issue a final rule.

Thus, the Parties respectfully and jointly submit that the Court enter an order further extending the stay of this case for another 90 days. If the CFPB issues a final rule during the

stay, the parties agree to meet and confer within thirty (30) days of the final rule being issued, assess their respective positions on the impact of the rule on this case, and provide a status report to the Court.²

Dated: December 27, 2024

Respectfully Submitted:

/s/ Jennifer L. Sarvadi

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¹ The proposed rule can be found at: https://files.consumerfinance.gov/f/documents/cfpb_fcra-med-debt-proposed-rule_2024-06.pdf

² Counsel for Plaintiff will be out of office on medical leave from January 6 - 20, 2025. Should the final rule be issued during that time, the parties agree that the status report will be filed within 45 days of such rulemaking.