

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ESSA BANK & TRUST,

Defendant.

Civil Action No. 23-cv-2065-MMB

**UNOPPOSED MOTION TO TERMINATE CONSENT ORDER AND DISMISS WITH
PREJUDICE**

Plaintiff the United States of America, by and through undersigned counsel, files this unopposed motion to provide the Court with a status update and to respectfully request termination of the Consent Order and dismissal of this case with prejudice.

The Court entered a Consent Order in this case on June 9, 2023 (ECF 6). The Consent Order states that its requirements will remain in effect for five years or longer if Defendant ESSA Bank & Trust (“ESSA”) has not invested all the money in the loan subsidy fund (*id.* ¶ 49-50). The Consent Order also states that modifications may be made upon approval of the Court, by motion of any Party (*id.* ¶ 53).

In support of this Motion, the United States advises the Court that ESSA has demonstrated a commitment to remediation, and:

1. ESSA has fully disbursed the loan subsidy fund (\$2,920,000) as required by the Consent Order (*see id.* ¶ 53); and

2. ESSA is substantially in compliance with the other monetary and injunctive terms of the Consent Order.

The United States has conferred with ESSA, and ESSA does not oppose this motion.

WHEREFORE, for these reasons, the United States respectfully requests that the Court enter the attached Order terminating the Consent Order and dismissing this case with prejudice.

Respectfully submitted this 6th day of June, 2025.

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CERTIFICATE OF COUNSEL

Pursuant to Local Rule of Civil Procedure 7.1(b), I certify that this Unopposed Motion to Terminate Consent Order and Dismiss with Prejudice is uncontested.

Dated: June 6, 2025

/s/ Audrey M. Yap
AUDREY M. YAP
Trial Attorney
Housing and Civil Enforcement Section
Civil Rights Division
U.S. Department of Justice

CERTIFICATE OF SERVICE

I certify that on June 6, 2025, a true and correct copy of the above motion was served on counsel of record in this matter via the Court's CM/ECF system, if registered.

Dated: June 6, 2025

/s/ Audrey M. Yap
AUDREY M. YAP
Trial Attorney
Housing and Civil Enforcement Section
Civil Rights Division
U.S. Department of Justice

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**[PROPOSED] ORDER TERMINATING CONSENT ORDER AND DISMISSING WITH
PREJUDICE**

The United States of America having moved the Court to terminate the Consent Order and dismiss this matter with prejudice, and with ESSA Bank & Trust consenting to the motion, and the Court being sufficiently advised,

IT IS HEREBY ORDERED that with the consent of the Parties, this Consent Order in this case is **TERMINATED** and this case is **DISMISSED WITH PREJUDICE**.

Dated: June __, 2025

MICHAEL M. BAYLSON
United States District Judge