

DOC “must be given confidential treatment” and “may not be made public, except to the extent provided in paragraph (e).” Minn. Stat. § 60A.031, subd. 4(f). ECX 0580 therefore “must be given confidential treatment” and “may not be made public,” unless the referenced paragraph (e) provides otherwise. It does not. Paragraph (e) provides for the public disclosure of DOC’s examination report following the completion of an examination. *See* Minn. Stat. § 60A.031, subd. 4(e). However, paragraph (e) does not permit the disclosure of the underlying materials produced to DOC during the examination. *Id.* Moreover, DOC has not yet issued a report or completed the examination pursuant to which ECX 0580 was produced. Hence, ECX 0580 must remain confidential.

On previous occasions, Enforcement has asserted that Radian also produced ECX 0580 to another state or federal agency, such as the United States Department of Housing and Urban Development (HUD). Radian did not produce ECX 0580 to any agency other than DOC, including HUD.

In sum, Radian redacted from Enforcement’s Reply material quoted from ECX 0580 because this material is “prohibited from public disclosure by law.” Thus, the redactions are proper under the Protective Order and should be allowed.

Respectfully submitted,

/s/ Stephen A. Fogdall

David Smith
Stephen A. Fogdall
Schnader Harrison Segal & Lewis LLP
1600 Market Street, Suite 3600
Philadelphia, PA 19103
Telephone: 215-751-2581
Facsimile: 215-751-2205
dsmith@schnader.com
sfogdall@schnader.com
Counsel for Radian Guaranty Inc.

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CERTIFICATE OF SERVICE

I, Stephen A. Fogdall, hereby certify that I have on this date served a copy of the foregoing Statement of Radian Guaranty Inc. Regarding Redactions to Enforcement Counsel's Reply Brief in Support of its Appeal on the following by electronic mail:

Mitchel H. Kider
kider@thewbkfirm.com

William L. Kirkman
billk@bourlandkirkman.com

David M. Souders
souders@thewbkfirm.com

Reid L. Ashinoff
reid.ashinoff@dentons.com

Sandra B. Vipond
vipond@thewbkfirm.com

Jay N. Varon
jvaron@foley.com

Michael S. Trabon
trabon@thewbkfirm.com

Jennifer M. Keas
jkeas@foley.com

Sarah Auchterlonie
Sarah.Auchterlonie@cfpb.gov

Jane Byrne
janebyrne@quinnemanuel.com

Donald Gordon
Donald.Gordon@cfpb.gov

Kim Ravener
Kim.Ravener@cfpb.gov

Navid Vazire
Navid.Vazire@cfpb.gov

Thomas H. Kim
Thomas.Kim@cfpb.gov

/s/ Stephen A. Fogdall

Stephen A. Fogdall

Dated: March 6, 2015