

**IN THE SUBCOMMITTEE ON OVERSIGHT AND INVESTIGATIONS OF THE
COMMITTEE ON FINANCIAL SERVICES OF THE HOUSE OF REPRESENTATIVES**

113TH CONGRESS, 2D SESSION

MAY 8, 2014

RESOLUTION

Offered by Mr. McHenry

To authorize the issuance of subpoenas to compel the testimony of certain employees of the
Bureau of Consumer Financial Protection.

1 *Whereas* the Subcommittee on Oversight and Investigations (the “Subcommittee”) is
2 concerned about discrimination and retaliation within all of the federal financial regulatory
3 agencies under the jurisdiction of the Full Financial Services Committee and will examine with
4 equal due diligence internal personnel practices and any workplace policies within those
5 agencies that may have created a discriminatory or hostile work environment for women and
6 minorities;

7 *Whereas* the Subcommittee has undertaken to investigate claims of discrimination and
8 retaliation made by certain employees of the Bureau of Consumer Financial Protection (“CFPB”)
9 and, if such discrimination and/or retaliation is found to have occurred: whether and to what
10 extent such abhorrent behavior has occurred due to the actions or omissions of the CFPB’s
11 management; whether and to what extent the CFPB has taken steps to eliminate such behavior;
12 and whether and to what extent such behavior has affected the CFPB’s ability to implement the
13 financial services laws within its jurisdiction and otherwise fulfill its statutory mission;

14 *Whereas* several Members of the Subcommittee requested that the Office of the Inspector
15 General (“OIG”) immediately exercise its independent oversight authority over the operations of
16 the CFPB to detect whether any personnel practices and policies have created an unfair or
17 discriminatory workplace for minorities and women employed by the CFPB;

18 *Whereas* the Subcommittee scheduled a hearing to take place on April 2, 2014, to
19 investigate such matters;

20 *Whereas* the Subcommittee invited, *inter alia*, the following persons with knowledge of
21 the matters under inquiry to testify voluntarily at the April 2, 2014, hearing: (i) M. Stacey Bach,
22 Assistant Director, Office of Equal Employment Opportunity, CFPB; (ii) Liza Strong, Director

1 of Employee Relations, CFPB; and (iii) Benjamin Konop, Vice President, National Treasury
2 Employees Union (“NTEU”) Chapter 335 (collectively, the “Witnesses”);

3 *Whereas* the CFPB and NTEU refused to make the Witnesses available to testify at such
4 hearing notwithstanding that each has knowledge of material facts directly related to the matters
5 under inquiry;

6 *Whereas* immediately following the Subcommittee’s April 2, 2014 hearing to investigate
7 claims of discrimination and retaliation at the CFPB, CFPB Director Richard Cordray notified
8 the Subcommittee Chairman that he would voluntarily make himself available to testify before
9 the Committee on such matters;

10 *Whereas* in a letter to the Subcommittee Chairman dated April 28, 2014, Colleen M.
11 Kelley, the national President of the NTEU informed the Committee that she, and Robert
12 Cauldwell, the President of NTEU Chapter 335, are willing to testify on allegations of
13 discrimination and retaliation at the CFPB without the need for a subpoena; and

14 *Whereas* the Subcommittee believes that the testimony of the Witnesses is critical to the
15 Subcommittee’s inquiry into these matters; it is therefore

16 *Resolved* that pursuant to clause 2(m) of Rule XI of the House, the Subcommittee
17 authorizes the issuance of subpoenas to compel the Witnesses’ testimony with respect to these
18 matters. Such subpoenas shall be signed by the Chair of the full Committee.