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

USAA FEDERAL SAVINGS BANK : CIVIL ACTION

:

V.

PENNSYLVANIA HUMAN : NO. 10-7220

RELATIONS COMMISSION

ORDER

AND NOW, this 31st day of August, 2011, upon consideration of the cross-motions for summary judgment, the responses to the motions, the Statement of Interest of the United States, and after oral argument, it is **ORDERED** as follows:

- USAA Federal Savings Bank's Motion for Summary Judgment (Document No. 16) is **DENIED**;
- 2. Pennsylvania Human Relation Commission's Motion to Dismiss (Document No. 9), later treated as a motion for summary judgment (Document No. 11), is **GRANTED**;
- 3. The plaintiff's requests for declaratory judgment and injunctive relief are **DENIED**; and,
 - 4. This action is **DISMISSED**.

/s/Timothy J. Savage TIMOTHY J. SAVAGE, J.