

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
Atlanta Division**

**IN RE: TransUnion Rental Screening Solutions,
Inc. FCRA Litigation**

**No. 1:20-md-02933-JPB
ALL CASES**

CONSENT INJUNCTIVE RELIEF ORDER

On Sept. 9, 2022, Defendant TransUnion Rental Screening Solutions, Inc. (“TURSS”) and Plaintiffs entered into a Settlement Agreement. On October 3, 2023, the Court entered the Final Approval Order.

WHEREAS, Plaintiffs pursued this Litigation to address practices relating to TURSS’s reporting of criminal and landlord-tenant records, as Plaintiffs allege those practices violate the Fair Credit Reporting Act (“FCRA”);

WHEREAS, TURSS contests Plaintiffs’ allegations and denies that it has violated the FCRA, but to resolve this dispute, has agreed to implement certain business practice changes that represent a substantial shift from TURSS’s historical business practices;

WHEREFORE, pursuant to the Settlement Agreement, TURSS, without admitting any of the allegations made by Plaintiffs, consents to the entry of this Injunctive Relief Order:

For purposes of this Injunctive Relief Order, the following terms have the following meanings:

1. “Consumer Report” means a report as defined in 15 U.S.C. § 1681a(d) and delivered to a third party by TURSS.

2. “Criminal Record” means a criminal record, record of being included on a sex offender registry, or any other publicly-available official record of a criminal violation. “Criminal Record” does *not* include Landlord-Tenant records, bankruptcy records, civil violations, licensure records, tax records (including tax liens), civil judgments, or any records related to public registries or lists other than sex offender registries.

3. “Injunctive Relief Termination Date” means two (2) years from the date of the latest implementation of the injunctive relief specified in Paragraphs (a), (b), and (c) of this Injunctive Relief Order.

4. “Landlord-Tenant Records” means any public records involving disputes between landlords and their tenants.

5. “Rule 23(b)(2) Settlement Class” means all individuals in the United States about whom TURSS reported a Criminal Record and/or Landlord-Tenant Record to a third party before the Injunctive Relief Termination Date.

6. “Source” means a particular courthouse, recorder’s office or other government agency responsible for the publication of Landlord-Tenant Records or

providing access to Landlord-Tenant Records, and used by LexisNexis Risk Data Management LLC to gather Landlord-Tenant Records for delivery to TURSS.

7. “Visit” means each date where LexisNexis Risk Data Management LLC or its vendor retrieves a Landlord-Tenant Record from a Source.

8. “Visit Interval” means the average number of days between Visits by Lexis Nexis Risk Data Management LLC to a Source calculated with respect to an assessment timeframe.

The Court hereby orders that TURSS comply as follows:

a. Beginning sixty (60) days from the Effective Date, and for two (2) years thereafter, TURSS will implement matching procedures whereby Criminal Records will not be attributed to any consumer in a Consumer Report unless TURSS matches the following identifying information of the applicant received by TURSS from the applicant and/or its customer at the time of the matching to the following identifying information contained within the public Criminal Record maintained by TURSS at the time of the matching: (i) a qualifying match on name; plus (ii) a qualifying match on date of birth, address or Social Security Number.

b. Beginning sixty (60) days from the Effective Date, and for two (2) years thereafter, TURSS will implement changes in the formatting of its reporting of Landlord-Tenant Records in a Consumer Report to group records relating to a single legal proceeding between a landlord and tenant; and

c. On or before the later of sixty (60) days from (i) the Effective Date or (ii) LexisNexis Risk Data Management LLC's ("LNRDM") delivering the first monthly report described in the Injunctive Relief Order in *Stewart v. LexisNexis Risk Data Management LLC*, Case No. 3:20-cv-00903-JAG (E.D. Va.) ("*Stewart*"), and for two (2) years thereafter, TURSS will implement procedures to reasonably ensure that TURSS, no more than thirty (30) days after TURSS receives a monthly report, if any, from LNRDM, pursuant to LNRDM's obligations under the Injunctive Relief Order entered in *Stewart* on July 27, 2022, that the most recent Visit Interval for a Source is greater than sixty (60) days, does not report Landlord-Tenant Records from that Source in a Consumer Report until it receives a later monthly report from LNRDM that the most recent Visit Interval for that Source is sixty (60) days or less.

d. Any action by TURSS determined by TURSS in good faith to be reasonably necessary to comply with any federal, state or local law, enactment, regulation or judicial ruling shall not constitute a violation of this Order.

e. This Injunctive Relief Order shall not in any way impose any obligation, duty or responsibility on TURSS, or create a right on behalf of the Rule 23(b)(2) Settlement Class or any other person, beyond what is described in this Order.

IT IS SO ORDERED

ENTERED this 3rd day of October, 2023.



Hon. J. P. Boulee
U.S. District Judge