



RESCINDED

Office of Thrift Supervision
Department of the Treasury

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Deputy Director

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Any attachments to this document are rescinded only as they relate to national banks and federal savings associations.

October 5, 2001

MEMORANDUM FOR: CHIEF EXECUTIVE OFFICERS

FROM: Richard M. Riccobono

SUBJECT: Request Relating to Information Pertaining to the Terrorist Attacks

The Office of Thrift Supervision is participating in a system to facilitate cooperation with law enforcement authorities in their ongoing investigation of terrorist activity. The federal financial institution supervisory agencies have worked with law enforcement on a mechanism to distribute a unified list of individuals and entities identified by the FBI or other law enforcement agencies (the "Control List"). OTS will send you the Control List. All savings associations should review their records to determine if any transactions or relationships exist or existed with individuals or entities on the Control List. Because the Control List contains confidential information, we ask that you disseminate the information within your institution only on a need to know basis. Law enforcement will also periodically update the Control List. We will, in turn, send you those updates.

We need your immediate help in starting this system. We request that you designate a senior-level individual within your institution to be the point person for all communications relating to the Control List. Please provide this person's name, title, telephone number and e-mail address, along with your institution's name and home office address, by Friday, October 12, 2001. Please send this information to the following e-mail address: control.list@ots.treas.gov. If you have recently provided this same information in response to a telephone request from your OTS regional office, we ask that you confirm the information via e-mail.

If your institution does not have an e-mail address that you wish to use for this person, you may want to establish one for this effort, as well as for similar emergency communications in the future. It will be critical that institutions receive future updates quickly. If your institution does not establish an e-mail address, please submit the name, telephone number and fax number of an individual at your institution to whom these communications should be sent. Please also provide a street address in case we need to send materials via overnight delivery. You should provide this information to Richard Riese, Director, Compliance Policy, at (202) 906-6134.

We will distribute the Control List to the designated individual at your institution. Once you receive the Control List, you should check your records to determine whether any of the individuals or entities on the Control List have or have had transactions or relationships with

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your institution in the United States or elsewhere. If your institution identifies any transaction or relationship with any of the individuals or entities, you should promptly send an e-mail message to suspicious.accounts@ny.frb.org indicating only that you have a positive response. **No information about a particular account, including the identity of the account holder, should be provided in your response.** This e-mail address has been established by the Federal Reserve Bank of New York to assist the FBI and the United States Attorney's Office in New York in their investigations. This information will be transmitted to law enforcement authorities, who will follow-up as appropriate. Law enforcement authorities will serve a subpoena on your institution, as appropriate, for relevant account records.

You should note that the Control List does not supersede your institution's obligations with respect to property, transactions and activities of terrorists and those who support terrorists identified by the Office of Foreign Assets Control (OFAC). As stressed in CEO Memo 149, September 24, 2001, you should regularly check the OFAC website to keep informed about the most current Specially Designated Nationals and related matters. President Bush's Executive Order No. 13224 will be supplemented from time to time. You should contact OFAC at 1-800-540-6333 when you identify a matter subject to the OFAC SDN list. This obligation is separate and apart from the Control List and the contact process described in this memorandum.

In accordance with the suspicious activity reporting rules, we also remind you to report any suspicious activity related to any of the individuals or entities on the Control List by filing a Suspicious Activity Report (SAR) and by contacting the FinCEN financial institution hotline at 1-866-556-3974.

Thank you for your assistance in this important endeavor.