

**APPENDIX I: LETTER FROM CHAIR ELIZABETH
WARREN TO SECRETARY TIMOTHY GEITHNER AND
CHAIRMAN BEN BERNANKE, RE: CONFIDENTIAL
MEMORANDA, DATED JULY 20, 2009**

Congress of the United States
CONGRESSIONAL OVERSIGHT PANEL

July 20, 2009

The Honorable Timothy F. Geithner
Secretary of the Treasury
United States Department of the Treasury
Room 3330
1500 Pennsylvania Avenue, N.W.
Washington, D.C. 20220

The Honorable Ben S. Bernanke
Chairman
Board of Governors of the Federal Reserve System
20th Street and Constitution Avenue, N.W.
Washington, D.C. 20551

Dear Messrs. Secretary and Chairman:

The Congressional Oversight Panel has learned that the Federal Reserve Board and the Office of the Comptroller of the Currency have entered into confidential memoranda of understanding involving informal supervisory actions affecting Bank of America and Citigroup.

I am writing to request that you furnish to the Panel copies of any such existing memoranda, as well as copies of any similar future memoranda of understanding executed with Bank of America, Citigroup, or any of the other bank holding companies that were subject to the Supervisory Capital Assessment Program. In addition, I ask you to apprise the Panel of any other confidential agreements relating to risk and liquidity management that Treasury or any of the bank supervisors has or will enter into with any of those bank holding companies.

If necessary, this information will be considered Protected Information, subject to the Panel's Protocols for the Protection of Potentially Protected Documents Produced, or Whose Contents are Disclosed, to the Congressional Oversight Panel.

The information sought by this letter is necessary for the Congressional Oversight Panel to carry out section 125 of EESA. This information request is made pursuant to section 125(e)(3) of that Act.

I would be happy to answer any questions about this letter that you may have. If you would prefer, a member of your staff can contact the Panel's Executive Director, Naomi Baum, to discuss any such questions. Ms. Baum's telephone number is [REDACTED].

Sincerely,

A handwritten signature in cursive script, appearing to read "E. Warren".

Elizabeth Warren
Chair
Congressional Oversight Panel

**APPENDIX II: LETTER FROM SECRETARY TIMOTHY
GEITHNER TO CHAIR ELIZABETH WARREN, RE:
CONFIDENTIAL MEMORANDA, DATED AUGUST 12,
2009**



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C.

SECRETARY OF THE TREASURY

August 12, 2009

Elizabeth Warren
Chair
Congressional Oversight Panel
732 North Capitol Street, NW
Rooms C-320 and C-617
Mailstop: COP
Washington, DC 20401

Dear Chair Warren:

Thank you for your letter of July 20 requesting copies of confidential memoranda of understanding involving informal supervisory actions affecting Bank of America and Citigroup.

If such confidential agreements exist, they would have been entered into between the banks and their regulators. Accordingly, your inquiry should be directed to those institutions, and I am forwarding a copy of this letter to the Federal Reserve Board and the Comptroller of the Currency.

You also asked to be apprised of any other confidential supervisory agreements relating to risk or liquidity management with any of the bank holding companies that were subject to the Supervisory Capital Assessment Program (SCAP). Any such agreements would be agreements between the banks and their regulators, and as such, this request should be addressed to the regulators as well.

Sincerely,



Timothy F. Geithner

cc: Ben S. Bernanke
John C. Dugan