



Comptroller of the Currency
Administrator of National Banks

Washington, DC 20219

November 10, 2004

Peter KornBluh
The National Security Archive
The George Washington University
Gelman Library, Suite 701
2130 H Street, NW
Washington, DC 20037

Dear Mr. Kornbluh:

This is in response to your letter dated July 23, 2004, which was addressed to the Department of Treasury.

You requested from their office all documents obtained by the OCC that related in whole or in part to the investigation into Riggs Bank and its connection with Augusto Pinochet, the former president of Chile. You specifically identified documents referenced in the investigative report entitled "Money Laundering and Foreign Corruption: Enforcement and Effectiveness of the Patriot Act," which was released to the public on July 15, 2004. A copy of your request was referred to my office on August 11, 2004 for processing under the Freedom of Information Act, 5 U.S.C. 552.

You also requested a description of any withheld records and an explanation as to why an exemption was cited.

Your request is denied. The authority for withholding this information is U.S.C. 552(b)(4) and 12 C.F.R. 4.12(b)(4), relating to a record that is privileges or contains trade secrets, or commercial financial information, furnished in confidence, that relates to the business, personal, or financial affairs of any person; 5 U.S.C. 552(b)(5) and 12 C.F.R. 4.12(b)(5), relating to an intra-agency or interagency memorandum or letter not routinely available by law to a private party in litigation, including, memoranda, reports, and other documents prepared by OCC employees, and records of deliberations and discussions at meetings of OCC employees; 5 U.S.C. 552(b)(6) and 12 C.F.R. 4.12(b)(6), relating to a personnel, medical, or similar record, including a financial record, or any portion thereof, where disclosure would constitute a clearly unwarranted invasion of personal privacy; 5 U.S.C. 552(b)(7) and 12 C.F.R. 4.12(b)(7), relating to a record or information compiled for law enforcement purposes, but only to the extent that the OCC reasonably believes that producing the records or information may: (c) constitute an unwarranted invasion of personal privacy and (f) disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement

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investigations or prosecutions if such disclosure reasonably could be expected to risk circumvention of the law; and 5 U.S.C. 552 (b)(8) and 12 C.F.R. 4.12(b)(8), relating to a record contained in or related to an examination, operating, or condition report prepared by, or on behalf of, or for the use of, the OCC or any other agency responsible for regulating or supervising financial institutions.

Your request for a description of any withheld records is also denied. Please note that no requirement to identify and describe exempt material has been imposed on a Federal agency at the administrative level.

If you consider any of the above to be an improper denial of your request, you may appeal such denial to the Comptroller of the Currency. The appeal should be filed within 35 days of the date of this letter, should state the circumstances and reasons or arguments in support of the appeal, and be mailed to the Manager, Disclosure Services & Administrative Operations, Communications Division, Mail Stop 3-2, Office of the Comptroller of the Currency, Washington, DC 20219.

Sincerely,



Frank D. Vance, Jr.
Manager, Disclosure Services
& Administrative Operations

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