

**STATEMENT AND PROCEDURES
REGARDING PUBLIC ACCESS TO RECORDS OF THE
FINANCIAL STABILITY OVERSIGHT BOARD**

BACKGROUND

The Financial Stability Oversight Board (“Oversight Board”) was established by Section 104 of the Emergency Economic Stabilization Act of 2008 (“EESA”) to perform certain responsibilities with respect to the Troubled Asset Purchase Program also established by the EESA.¹ The members of the Oversight Board are the Secretary of the Treasury, the Secretary of Housing and Urban Development, the Chairman of the Board of Governors of the Federal Reserve System (“Board of Governors”), the Chairman of the Securities and Exchange Commission, and the Director of the Federal Housing Finance Agency.

In order to promote transparency in the operations of the Oversight Board, the Oversight Board will provide access to records of the Oversight Board using procedures set out in the Freedom of Information Act (“FOIA”) and the procedures set forth below. Since the official records of the Oversight Board are compiled and stored at the main offices of the Board of Governors, the procedures provide for persons seeking access to records of the Oversight Board to file a request for such information with the Board of Governors. Any request will then be processed on behalf of the Oversight Board in accordance with the policies and procedures established by the Board of Governors under the FOIA. 12 CFR §§ 261.12-17. The Oversight Board believes that use of these existing policies and procedures will facilitate the processing of requests to, and responses from, the Oversight Board for access to its records. Requestors should be aware that any request for records created by, or obtained from, another agency typically will

¹ Pub. L. 110-343, 122 Stat. 3765 (October 3, 2008).

be referred to the appropriate agency for a response.

The Oversight Board is independent of the Board of Governors and the other departments and agencies represented on the Oversight Board. Accordingly, this policy should not be read as implying that any other provisions of the rules adopted by the Board of Governors, or any other agency, apply to the Oversight Board or its records.

PROCEDURES FOR REQUESTING RECORDS OF THE OVERSIGHT BOARD

(a) In general. The Oversight Board will make records of the Oversight Board publicly available under the procedures and standards described in the Freedom of Information Act (5 U.S.C. § 522). To facilitate the processing of requests for records of the Oversight Board, the Oversight Board will follow the procedures set forth in sections §§ 261.12 - 261.17 of the FOIA rules promulgated by Board of Governors, which are codified at 12 C.F.R. §§ 261.12 – 261.17. For purposes of the Oversight Board, any reference in 12 C.F.R. §§ 261.12 - 261.17 to “Board,” “Secretary” and “General Counsel” should be construed to refer to the Oversight Board, the Secretary of the Oversight Board and the General Counsel of the Oversight Board, respectively. The following additional information is provided to assist the public in requesting information under these procedures.

(b) Requests for information. All requests for access to records of the Oversight Board should be directed to the attention of the Financial Stability Oversight Board at the Freedom of Information Office, Board of Governors of the Federal Reserve System, 20th & C Street, N.W., Washington, D.C. 20551. Requests may be submitted by mail to this address or by facsimile to the Freedom of Information Office, (202) 872–7562 or 7565. Requests shall be clearly marked *INFORMATION REQUEST, FINANCIAL STABILITY OVERSIGHT BOARD*. Requestors should follow the directions for requesting records as provided in 12 C.F.R. § 261.12. Fees may be

charged for processing a request as provided in 12 C.F.R. § 261.17. The public reading rooms for the Oversight Board are the reading rooms located at the Freedom of Information Office of the Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue, N.W., Washington, D.C. 20551 (the pedestrian entrance is on C Street, N.W.). Due to security measures at the Board of Governors, an advance appointment for access to the reading rooms must be scheduled by calling the FOIA Office at 202-452-3684 or 3685.

(c) Initial Determinations on Requests. Initial determinations on requests for records of the Oversight Board will be made by the Secretary of the Oversight Board or such other official as may be designated by the Secretary of the Oversight Board.

(d) Administrative appeal of initial determination to deny access to records. A person denied access to Oversight Board records under these procedures may file a written appeal as described in 12 C.F.R. § 261.13(i). Appeals should be addressed as described in paragraph (b) of this policy and clearly marked *INFORMATION APPEAL, FINANCIAL STABILITY OVERSIGHT BOARD*. Appellate determinations with respect to records of the Oversight Board will be made by the Oversight Board or a designee of the Oversight Board.

Adopted by the Financial Stability Oversight Board this 10th day of December, 2008.

[Signed Electronically]

Jason A. Gonzalez
Secretary
Financial Stability Oversight Board