

**MEMORANDUM OF UNDERSTANDING
CONCERNING THE SHARING OF INFORMATION RELATED TO THE
ESTABLISHMENT OF THE
BUREAU OF CONSUMER FINANCIAL PROTECTION**

I. Introduction and Purpose

This Memorandum of Understanding (*MOU*) is entered into between the Bureau of Consumer Financial Protection Bureau (*Bureau*), the Office of the Comptroller of Currency (*OCC*), and the Office of Thrift Supervision (*OTS*).¹ Title X of the Dodd-Frank Wall Street Reform and Consumer Protection Act (*the Dodd-Frank Act or Act*) establishes the Bureau, an independent bureau with authority to regulate the offering and provision of consumer financial products or services under Federal consumer financial laws as set forth in the Dodd-Frank Act.

Therefore, this MOU sets forth the agreement between the Bureau, the OCC, and the OTS, (collectively, *the Agencies or the Parties*), with respect to their sharing, consistent with law, of non-public information in connection with their responsibilities related to or affecting the establishment of the Bureau. The Parties intend to negotiate a subsequent MOU, or modify or confirm this MOU to address information sharing that may occur subsequent to the designated transfer date under section 1062 of the Act.

The parties agree that the provisions of this MOU relating to the treatment of consumer complaints (as defined in section II, paragraph 2), may be amended or superseded by a separate agreement, as the parties may later establish.

II. Information Sharing

1. To the extent the providing Agency (*the Provider*) deems appropriate and necessary to permit the Agencies to fulfill their respective responsibilities related to or affecting the establishment of the Bureau, including setting up the Bureau and preparing for the transfer of certain consumer financial protection functions to the Bureau ("*the Bureau-related provisions*"), the Provider may, in its discretion, share information, such as personnel information and other non-public information (as defined in this MOU), in any form (including oral), with the other Agency (*the Recipient*).

¹ Pursuant to Title III of the Dodd-Frank Act, the OTS will be integrated into the OCC on July 21, 2011. On that date, pursuant to section 323 of the Act, all property of the OTS, including records other than those as may be transferred to the Federal Deposit Insurance Corporation or the Board of Governors of the Federal Reserve System, will transfer to the OCC. Subsequent to the transfer date, the MOU will apply to only the OCC and the Bureau. After such date, any request for change in the status of information provided by the OTS to the Bureau as Non-Public Information shall be directed by the Bureau to the OCC which will then, in possible consultation with either the FDIC or the Board, act on the request.

