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BEFORE FEDERAL COURTS AND AGENCIES

Confidential Treatment Requested

November 29, 2010

Gary Cohen, Esq.
Financial Crisis Inquiry Commission
1717 Pennsylvania Avenue, NW
Suite 800
Washington, DC 20006-4614

**Re: Use of Potentially Confidential Interview Material from Jeffrey
Kronthal Interview**

Dear Mr. Cohen:

I am writing in response to your letter dated November 5, 2010, informing me of the potential public release of information from an interview the FCIC conducted with my client, Jeffrey Kronthal, in connection with the upcoming completion of the FCIC Report to Congress. The interview with my client was conducted on September 14, 2010.

In order to determine whether we object to the release of any information from the interview, please advise us of those portions of the interview of Mr. Kronthal that the FCIC is considering releasing. Once we know what portions of the interview you wish to release, then we may wish to pursue the offer contained in your letter to discuss any parts of what you want to use that we consider confidential. As you are likely aware, the interview involved discussion of confidential business and personal information about Mr. Kronthal and his relationship with Merrill Lynch, now part of Bank of America Corporation, including, but not limited to details about his employment and consulting work with the company, as well as trade secrets and company financial information. Mr. Kronthal also made comments based on personal recollection and subjective views, the release of which without proper context or explanation could cause Mr. Kronthal to face unfair prejudice. Given these implications, a discussion of what information from the interview may be made public is necessary to provide Mr. Kronthal adequate notice before release.

If the FCIC will not provide details about the information from the interview that it may release, Mr. Kronthal objects to the release of any confidential information provided. Alternatively, Mr. Kronthal objects to the release of any confidential information for at least five years, the presumptive minimum period the FCIC has indicated should pass before release of confidential materials absent an

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overriding public interest. We believe that there is no "overriding public interest" in the release of any information Mr. Kronthal provided.

If the FCIC provides specific notice of the information from the interview that it wishes to release, Mr. Kronthal may be willing to agree, voluntarily, that even some confidential information can be made public, provided that his interests would not be compromised.

Thank you for your attention in this matter. Please do not hesitate to contact me at (202) 508-6252 regarding any questions. We look forward to receiving a response from you.

Sincerely,

A handwritten signature in black ink, appearing to read "T. D. Pritchard", with a stylized flourish at the end.

Therese D. Pritchard