

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

NEW YORK STATE BANKING DEPARTMENT

NEW YORK, NEW YORK

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	)	
In the Matter of	)	
	)	ORDER TO
BANK OF TOKYO-MITSUBISHI UFJ TRUST COMPANY	)	CEASE AND DESIST
NEW YORK, NEW YORK	)	
	)	Docket No. FDIC-06-184b
(INSURED STATE NONMEMBER BANK)	)	
	)	
_____	)	

Bank of Tokyo-Mitsubishi UFJ Trust Company, New York, New York, a New York banking corporation, ("Insured Bank"), having been advised of its right to a Notice of Charges and of Hearing detailing the unsafe or unsound banking practices or violations of law and/or regulations alleged to have been committed by the Bank and of its right to a hearing on the alleged charges under section 8(b)(1) of the Federal Deposit Insurance Act ("Act"), 12 U.S.C. § 1818(b)(1), and section 39 of the New York Banking Law ("NYBL"), having waived those rights, entered into a STIPULATION AND CONSENT TO THE ISSUANCE OF AN ORDER TO CEASE AND DESIST ("CONSENT AGREEMENT") with counsel for the Federal Deposit Insurance Corporation ("FDIC"), and with counsel for the New York State Banking Department ("Department"), dated December 13, 2006, whereby solely for the purpose of this proceeding and without admitting or denying the alleged charges of unsafe or unsound banking practices and violations of law and/or regulations, the Insured Bank consented to the issuance of an ORDER TO CEASE AND DESIST ("ORDER") by the FDIC and the Department.

The FDIC and the Department considered the matter and determined that they had reason to believe that the Insured Bank had engaged in unsafe or unsound banking practices and had committed violations of law and/or regulations. The FDIC and the Department, therefore, accepted the CONSENT AGREEMENT and issued the following:

ORDER TO CEASE AND DESIST

IT IS HEREBY ORDERED, that the Insured Bank, its institution-affiliated parties, as that term is defined in section 3(u) of the Act, 12 U.S.C. § 1813(u), and its successors and assigns cease and desist from the following unsafe or unsound banking practices or violations of law and/or regulation:

operating in violation of sections 326.8(b)(1) and 326.8(c)(1) of the FDIC Rules and Regulations, 12 C.F.R. § 326.8(b)(1) and 12 C.F.R. § 326.8(c)(1), as more fully described on page 19 in the FDIC's Report of Examination dated May 15, 2006.

IT IS FURTHER ORDERED, that the Insured Bank, its institution-affiliated parties, and its successors and assigns, take affirmative action as follows:

1. (a) Within 30 days from the effective date of this ORDER, the Insured Bank shall obtain the services of an independent consultant ("BSA/AML Consultant"), acceptable to the Regional Director of the FDIC's San Francisco Regional Office ("Regional Director") and the New York State Banking Department Superintendent of Banks ("Superintendent"), who is knowledgeable in the areas of compliance with the requirements of the Bank Secrecy Act ("BSA"), 31 U.S.C. § 5311 *et seq.*, and the implementing regulations promulgated thereunder by the Department of the Treasury and the regulations of the Office of Foreign Assets Control ("OFAC"), 31 C.F.R. Part 500.

(b) Within 60 days from the engagement of the BSA/AML Consultant, such BSA/AML Consultant shall review the Insured Bank's policies, procedures and operations for BSA/AML and OFAC compliance and the deficiencies identified in the Report of Examination and make written recommendations ("Review Recommendations") to the Board of Directors of the Insured Bank (the "Board") to revise, establish and enhance the Insured Bank's BSA/AML and OFAC policies, procedures and operations. Such Review Recommendations also shall include policies, procedures and operations which may include, without limitation, the establishment of the BSA/AML program as referenced in Paragraph 4 of the ORDER, to improve the Insured Bank's internal controls to assure ongoing compliance.

(c) Within 30 days of delivery of the Review Recommendations from the BSA/AML Consultant to the Board, the Board shall provide a copy of the Review Recommendations to the Regional Director and the Superintendent, and shall review for adoption said Review Recommendations, which actions shall be noted in the minutes of the meeting of the Board.

(d) If the Board fails to adopt any of the Review Recommendations, the Board shall provide to the Regional Director and the Superintendent a written comprehensive explanation of its rationale for failing to do so.

2. Within 120 days of the effective date of this ORDER, the Insured Bank shall comply in all material respects with the BSA and its related rules and regulations.

3. Within 120 days of the effective date of this ORDER, the Insured Bank shall correct all violations of law cited on page 19 of the FDIC's Report of Examination dated May 15, 2006. In addition, the Insured Bank shall take all necessary steps to ensure future compliance with all applicable laws and regulations.















