

MEMORANDUM

TO: Public Comment File No. S7-26-02

FROM: Deborah F. Silberman 
Office of Regulatory Policy
Division of Investment Management

DATE: September 27, 2002

On September 27, 2002, representatives from the Investment Company Institute and certain of its member firms (“ICI Group”) met with staff of the U.S. Securities and Exchange Commission and the U.S. Department of the Treasury to discuss a rule proposal regarding customer identification programs for mutual funds (“Proposed CIP Rule”).¹ From the SEC, the following staff members attended the meeting: Robert E. Plaze, Associate Director; C. Hunter Jones, Assistant Director; Martha B. Peterson, Special Counsel; Deborah F. Silberman, Division of Investment Management. From the Department of the Treasury, Charles Klingman, Senior Financial Economist, attended the meeting. The members of the ICI Group who attended the meeting are listed on the attached agenda, which the ICI Group provided.

The ICI Group reviewed the points and arguments made in the comment letter that the ICI submitted to the SEC and the Department of the Treasury, dated September 6, 2002, regarding the Proposed CIP Rule. The specific subjects discussed at the meeting also are listed on the attached agenda.

Attachment

**Investment Company Institute
Meeting with Treasury and SEC Staff
September 27, 2002**

Investment Company Institute Participants

Industry Participants

Mary Corcoran, Senior Vice President, AIM Management Group
Andrew Hachey, Vice President Litigation Counsel, Putnam Investments
Robert Harris, First Vice President, Merrill Lynch Investment Managers
Susan McGovern, Associate Counsel, The Vanguard Group, Inc.

ICI Staff

Craig Tyle, General Counsel
Frances Stadler, Deputy Senior Counsel
Bob Grohowski, Associate Counsel
Kathy Joaquin, Director – Transfer Agency and International Operations
Justine Phoenix, Director of Operations – Distribution and Service

Discussion of ICI Comments on the Section 326 Rule Proposal

- 1) Timing/Implementation
- 2) Specific Comments
 - i) Definition of “customer”
 - ii) Exchanges
 - iii) Intermediated accounts
 - iv) Recordkeeping requirements
 - v) Role of fund boards
 - vi) Government lists