

OFFICE OF THE SPECIAL INSPECTOR GENERAL
TROUBLED ASSET RELIEF PROGRAM

NEIL M. BAROFSKY
Special Inspector General

STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

ANDREW M. CUOMO
Attorney General

January 27, 2009

Via Email & First Class U.S. Mail

Bank of America Corporation
c/o Lewis Liman, Esq.
Cleary Gottlieb Steen & Hamilton LLP
One Liberty Plaza
New York, NY 10006

Dear Mr. Liman,

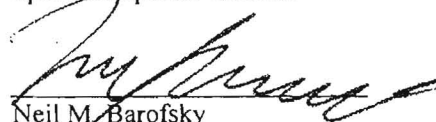
In connection with the respective investigations of the State of New York Office of the Attorney General and the Special Inspector General for the Troubled Asset Relief Program concerning the use of TARP funds and executive compensation, we request that you produce documents and information related to bonus payments and the Bank of America – Merrill Lynch merger as set forth in the attached schedule.

We ask that the documents be produced by February 11, 2009. Please contact us to discuss coordination of your production at your earliest convenience.

Sincerely,

NEIL M. BAROFSKY
Special Inspector General

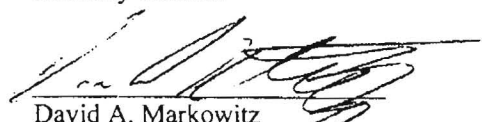
By:



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