

SCHWARTZ & BALLEN LLP
1990 M STREET, N.W. • SUITE 500
WASHINGTON, DC 20036-3465
WWW.SCHWARTZANDBALLEN.COM

TELEPHONE
(202) 776-0700

FACSIMILE
(202) 776-0720

MEMORANDUM

March 3, 2011

To Our Clients and Friends

Re: Proposed Credit Score Disclosures

The Federal Reserve Board (“Board”) and the Federal Trade Commission (“FTC”) are proposing amendments relating to the credit score disclosure requirement of the Dodd-Frank Wall Street Reform and Consumer Protection Act (“Dodd-Frank Act”), which is effective July 21, 2011. The proposal implements the requirement that a person disclose a credit score and related information in risk-based pricing notices when the person uses a credit score in setting the material terms of credit. Comments are due 30 days after publication in the *Federal Register*.

Under the proposal, a person who is required to provide a risk-based pricing notice will also be required to disclose the following information in the notice:

- Credit score
- Range of possible scores
- Key factors that adversely affected the credit score
- Date the credit score was created
- Name of the person providing the credit score

The Board and FTC also propose revisions to the model notices to incorporate these new credit score disclosure requirements.

The Board is also issuing proposed amendments to the combined Equal Credit Opportunity Act-Fair Credit Reporting Act adverse action model notices in Regulation B to facilitate compliance with the new requirements.

A copy of the proposed regulations can be found at our website at <http://www.schwartzandballen.com/news.html>

If you have any questions, please call Gilbert Schwartz, Robert Ballen, Tom Fox, Heidi Wicker or Lauren Bianchini at (202) 776-0700.