

Enforcement Information for – August 19, 2010

Information concerning the civil penalties process is discussed in OFAC regulations governing the various sanctions programs and in 31 CFR part 501. On November 9, 2009, OFAC published as Appendix A to part 501 new Economic Sanctions Enforcement Guidelines. Although these new guidelines replace earlier enforcement guidelines published by OFAC, for certain matters that were in process at the time the new guidelines were published, the prior guidelines (which can be found at 68 *Fed. Reg.* 4422 and 71 *Fed. Reg.* 1971) are still applicable. Please see OFAC's Revised Interim Policy regarding use of the prior guidelines. The Revised Interim Policy, along with the new guidelines and copies of recent final Penalty Notices, can be found on OFAC's website at <http://www.treas.gov/offices/enforcement/ofac/civpen>.

ENTITIES – 31 CFR 501.805(d)(1)(i)

Banco Colpatría, S.A., on behalf of the former Banco Colpatría S.A., Miami Agency (closed) Settles Narcotics Trafficking Sanctions Regulations Allegations: Banco Colpatría, S.A., (“Colpatría”) on behalf of the former Banco Colpatría, S.A., Miami Agency, which discontinued its operations in 2007 (“Colpatría Miami”), has remitted \$91,849 to settle allegations of prohibited transactions involving blocked property under OFAC's Narcotics Trafficking Sanctions Regulations (“NTSR”) occurring between November 22, 2004 and May 24, 2005, without admitting or denying liability. OFAC alleged that Colpatría Miami violated the NTSR by processing 26 dollar-denominated wire transfers on behalf of one Colpatría corporate client, after OFAC designated the corporate client's beneficial owners as Special Designated Narcotics Traffickers (“SDNTs”). Although Colpatría Miami screened the names of the beneficial owners against the Specially Designated Nationals and Blocked Persons List (“SDN List”) at the time that the account was opened, it did not screen the names as the SDN List was updated. After discovering that the corporate client's beneficial owners had been designated as SDNTs, Colpatría Miami voluntarily self-disclosed this matter to OFAC. The base penalty amount for the alleged violations was \$229,623. The settlement amount reflects OFAC's consideration of the following General Factors: Colpatría Miami voluntarily self-reported this matter to OFAC; Colpatría Miami has no history of any OFAC violations; Colpatría Miami revised its software configuration to review automatically the names of authorized signatories and beneficial owners of accounts rather than just the names of the account holders when performing account opening and periodic name checks against OFAC's SDN List; and Colpatría signed a tolling agreement with OFAC.

For more information regarding OFAC regulations, please go to:
<http://www.treas.gov/offices/enforcement/ofac/legal/>.