



STATE STREET.

801 Pennsylvania
Kansas City, MO 64105
Telephone: (816) 871-4100

February 9, 2007

Office of Exemption Determinations
Employee Benefits Security Administration
Room N-5700
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, D.C. 20210

Re: Request for Information regarding use of computer models to provide investment advice to participants and beneficiaries of IRAs

Ladies and Gentlemen:

This is the response of State Street Bank and Trust Company to the Request for Information referenced above.

While State Street is the trustee or custodian for a large number of IRAs, it does not provide investment advice to the participants or beneficiaries of any of them. State Street functions solely as a passive, directed trustee or custodian for them.

Most of the IRAs for which State Street serves as custodian or trustee are sponsored by mutual fund companies. State Street provides services to a large portion of the mutual fund industry, and one such service is serving as a passive, directed custodian or trustee for IRAs the funds sponsor for investors in their respective portfolios. Some of those funds might make use of computer models to provide investment advice, but State Street has no involvement with it.

If you have questions, please contact me at 816-871-9200 or at mlrau@statestreet.com.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Marvin Rau', with a large, stylized flourish at the end.

Marvin Rau
Vice President and Managing Counsel

C: David Phelan