

**UNITED STATES DISTRICT COURT  
PROBATION AND PRETRIAL SERVICES  
NORTHERN DISTRICT OF TEXAS**

**Customer Consent and Authorization for  
Access to Financial Records**

I, \_\_\_\_\_, having read the explanation of my rights which is attached to this form, hereby authorize the

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(Name and Address of financial Institution)

to disclose the following financial records:

to \_\_\_\_\_, an officer of the U.S. District Court for the Northern District of Texas for the following purpose(s):

- Pretrial Investigation
- Presentence Investigation Report
- Supervision

I hereby direct you to release such information. This release is executed with full knowledge and understanding that the information is for the U.S. Probation and Pretrial Services Office's official use.

I hereby release you, as custodian of such records, your officers, employees, or related personnel, both individually and collectively, from any and all liability for damages of whatever kind which may at any time result to me, my heirs, family, or associates because of compliance with this authorization and request for information or any other attempt to comply with it.

The information hereby obtained by the aforementioned probation and pretrial services office is to be used only for the purpose of pretrial and probation services investigation and report and, if applicable, for supervision.

I understand that this authorization may be revoked by me in writing at any time before my records, as described above, are disclosed and that this authorization is valid for no more than 3 months from the date of my signature. I understand further that my authorization cannot be required as a condition of my doing business with the above-named financial institution.

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Date

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(Address of Customer)

Section 1104(a) of the Right to Financial Privacy Act, 12 U.S.C. 3404(a).

## **Statement of Customer Rights under the Right to Financial Privacy Act of 1978**

Federal law protects the privacy of your financial records. Before banks, savings and loan associations, credit unions, credit card issuers, or other financial institutions may give financial information about you to a federal agency, certain procedures must be followed.

### **Consent to Financial Records**

You may be asked to consent to make your financial records available to the government. You may withhold your consent, and your consent is not required as a condition of doing business with any financial institution. If you give your consent, it can be revoked in writing at any time before your records are disclosed and, in any event, is effective for a period of not more than three months. Your financial institution must keep a record of the instances in which it discloses your financial information to the government, and this record will be available to you upon request, unless a court order restricting your right to such record has been obtained by the government.

### **Without Your Consent**

Without your consent, a federal agency that wants to see your financial records may do so ordinarily only by means of a lawful subpoena, summons, formal written request, or search warrant for that purpose.

Generally, the federal agency must give you advance notice of its efforts to obtain your records by one of the above means, explaining why the information is being sought and telling you how to object in court to the release of your records.

### **Exceptions**

If the government obtains a search warrant for your records, or if the government convinces the court that there are legitimate reasons to delay giving you notice, the federal agency will be able to obtain your records without providing you notice beforehand.

In situations where you do not receive advance notice that the government is seeking your financial records, you will be notified once the reason for the delay of notice no longer exists.

### **Transfer of Information**

Generally, a federal agency which obtains your financial records is prohibited from transferring them to another Federal agency unless it certifies in writing that the transfer is proper and sends a notice to you that your records have been sent to another agency.

### **Penalties**

If the federal agency or financial institution violates the Right to Financial Privacy Act, you may sue for damages or to seek compliance with the law. If you win, you may be repaid your attorney's fees and costs.