attachment, injunction, execution, or
other judicial or administrative proc-
ess or order, or the service of any gar-
nishment; the acquisition of any inter-
est of any nature whatsoever by reason
of a judgment or decree of any foreign
country; the fulfillment of any condition;
the exercise of any power of ap-
pointment, power of attorney, or other
power; or the acquisition, disposition,
transportation, importation, exporta-
tion, or withdrawal of any security.

§ 538.314 United States.
The term United States means the
United States, its territories and pos-
sessions, and all areas under the juris-
diction or authority thereof.

§ 538.315 United States person; U.S.
person.
The term United States person or U.S.
person means any United States citi-
zen, permanent resident alien, entity
organized under the laws of the United
States or any jurisdiction within the
United States (including foreign
branches), or any person in the United
States.

§ 538.316 U.S. financial institution.
The term U.S. financial institution
means any U.S. entity (including for-

eign branches) that is engaged in the
business of accepting deposits, making,
granting, transferring, holding, or
brokering loans or credits, or pur-
chasing or selling foreign exchange, se-
curities, commodity futures or options,
or procuring purchasers and sellers
thereof, as principal or agent; includ-
ing, but not limited to, depository in-
itutions, banks, savings banks, trust
companies, securities brokers and deal-
ers, commodity futures and options
brokers and dealers, forward contract
and foreign exchange merchants, secu-
curities and commodities exchanges,
clearing corporations, investment com-
panies, employee benefit plans, and
U.S. holding companies, U.S. affiliates,
or U.S. subsidiaries of any of the fore-
going. This term includes those
branches, offices and agencies of for-
eign financial institutions which are
located in the United States, but not
such institutions' foreign branches, of-

ices, or agencies.

§ 538.317 U.S. depository institution.
The term U.S. depository institution
means any entity (including its foreign
branches) organized under the laws of
the United States or of any jurisdiction
within the United States, or any agen-
cy, office or branch located in the
United States of a foreign entity, that
is engaged primarily in the business of
banking (for example, banks, savings
banks, savings associations, credit
unions, trust companies and United
States bank holding companies) and is
subject to regulation by federal or
state banking authorities.

[70 FR 34062, June 13, 2005]

§ 538.318 U.S. registered broker or
dealer in securities.
The term U.S. registered broker or
dealer in securities means any U.S. citi-
zen, permanent resident alien, or enti-
ty organized under the laws of the
United States or of any jurisdiction
within the United States, including its
foreign branches, or any agency, office
or branch of a foreign entity located in
the United States, that:
(a) Is a “broker” or “dealer” in secu-
rities within the meanings set forth in
the Securities Exchange Act of 1934;
(b) Holds or clears customer ac-
counts; and
(c) Is registered with the Securities
and Exchange Commission under the

[70 FR 34062, June 13, 2005]

§ 538.319 U.S. registered money trans-
mitter.
The term U.S. registered money trans-
mitter means any U.S. citizen, perma-
nent resident alien, or entity organized
under the laws of the United States or
of any jurisdiction within the United
States, including its foreign branches,
or any agency, office or branch of a for-
eign entity located in the United
States, that is a money transmitter, as
defined in 31 CFR 103.11(uu)(5), that is
registered pursuant to 31 CFR 103.41.

[70 FR 34062, June 13, 2005]

§ 538.320 Specified Areas of Sudan.
(a) The term Specified Areas of Sudan
means Southern Sudan, Southern
Kordofan/Nuba Mountains State, Blue