

Determination Committee Decision

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| Date: | October 22, 2009 |
| Determinations Committee: | Americas |
| Meeting Date: | October 22, 2009 |

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| DC Issue 2009100901: | Has a Restructuring Credit Event occurred with respect to Cemex S.A.B. de C.V.? | |
| Question for vote | Should the deadline for voting on this question be deferred until October 26, 2009? | |
| Vote result: | Yes | |
| Votes: | 15 'Yes' votes and 0 'No' votes | |
| | Bank of America / Merrill Lynch | Yes |
| | Barclays | Yes |
| | Citibank | Yes |
| | Credit Suisse | Yes |
| | Deutsche Bank AG | Yes |
| | Elliott Management Corporation | Yes |
| | Goldman Sachs | Yes |
| | JPMorgan Chase Bank, N.A. | Yes |
| | Legal & General Investment Management Limited | Yes |
| | Morgan Stanley | Yes |
| | Pacific Investment Management Company LLC | Yes |
| | Primus Asset Management, Inc. | Yes |
| | Rabobank International | Yes |
| | The Royal Bank of Scotland | Yes |
| | UBS | Yes |