

Determinations Committee Decision

Date:	February 1, 2010
Determinations Committee:	Americas
Meeting Date:	February 1, 2010

<b>DC Issue 2009100901:</b>	<b>Has a Restructuring Credit Event occurred with respect to Cemex S.A.B. de C.V.?</b>
Question for vote	For purposes of publication of the Initial List of Deliverable Obligations, in respect of each obligation on the list provided, is such obligation a Deliverable Obligation for purposes of the Auction to be held with respect to Cemex S.A.B. de C.V.?
Vote result:	Yes
Votes:	Please see Annex

## Annex

### Bonds:

ISIN or Other Description	Issuer Name	Coupon	Maturity or Initial Call Date	Currency	Bank of America / Merrill Lynch	Barclays	Citibank	Credit Suisse	Deutsche Bank AG	Elliott Management Corporation	Goldman Sachs	JPMorgan Chase Bank, N.A.	Legal & General Investment Management	Morgan Stanley	Pacific Investment Management Company LLC	Primus Asset Management, Inc.	Rabobank International	The Royal Bank of Scotland	UBS
\$350mn Callable Perpetual Dual Currency Notes	New Sunward Holding Financial Ventures B.V.	6.196	12/31/2011	USD	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes
\$750mn Callable Perpetual Dual Currency Notes	New Sunward Holding Financial Ventures B.V.	6.64	12/31/2014	USD	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes
US12516UAA34	Cemex Finance LLC	9.5	12/14/2016	USD	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
USU12763AA37	Cemex Finance LLC	9.5	12/14/2016	USD	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
\$900mn Callable Perpetual Dual Currency Notes	New Sunward Holding Financial Ventures B.V.	6.722	12/31/2016	USD	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes
€730mn Callable Perpetual Dual Currency Notes	New Sunward Holding Financial Ventures B.V.	6.277	6/30/2017	EUR	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes
XS0473787884	CEMEX FINANCE LLC	9.625	12/14/2017	EUR	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
XS0473870607	CEMEX FINANCE LLC	9.625	12/14/2017	EUR	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes

### Loans:

BB Tranche #	BB LN Fac #	Description	Maturity	Bank of America / Merrill Lynch	Barclays	Citibank	Credit Suisse	Deutsche Bank AG	Elliott Management Corporation	Goldman Sachs	JPMorgan Chase Bank, N.A.	Legal & General Investment Management	Morgan Stanley	Pacific Investment Management Company LLC	Primus Asset Management, Inc.	Rabobank International	The Royal Bank of Scotland	UBS
LN221018	LN221022	USD350mm Facility B revolver under the USD700 million New Sunward Holding B.V. obligation guaranteed by CEMEX S.A.B. de C.V.	2/14/2014	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
LN394877	LN394885	\$525 million New Sunward Holding B.V. obligation guaranteed by CEMEX S.A.B. de C.V. Maturity Loan A	2/14/2014	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
LN394881	BF485241	\$525 million New Sunward Holding B.V. obligation guaranteed by CEMEX S.A.B. de C.V. Maturity Loan B	2/14/2014	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
LN406411	LN406415	USD500 million BBVA bilateral loan with CEMEX S.A.B. de C.V.	2/14/2014	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes

BL493797	BF493801	USD437.5 million syndicated term loan with CEMEX S.A.B. de C.V., Tranche A Term Loan.	2/14/2014	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
LN216189	LN451631	USD700 million syndicated revolving facility with CEMEX S.A.B. de C.V.	2/14/2014	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
LN216185	LN451623	USD1.2 billion syndicated revolver of CEMEX S.A.B. de C.V.	2/14/2014	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes