

Determinations Committee Decision

Date:	February 04, 2010
Determinations Committee:	Americas
Meeting Date:	February 04, 2010

DC Issue 2009100901:	Has a Restructuring Credit Event occurred with respect to Cemex S.A.B. de C.V.?	
1st Question for vote:	Do you agree that the following bond: Cemex Finance LLC, 8.91, 02/14/2014, USD, should be removed from the Supplemental List and that the Supplemental List posted on the ISDA website should be corrected accordingly?	
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

2nd Question for vote:	Do you agree to publish the expected Auction Date and expected Auction Settlement Date for Cemex as February 18, 2010 for the Auction Date and February 25, 2010 for the Auction Settlement Date?	
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