

Determinations Committee Decision

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| Date: | March 11, 2010 |
| Determinations Committee: | Americas |
| Meeting Date: | March 11, 2010 |

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| DC Issue 2009081101: | Americas Historical Succession Events | |
| 1st Question for vote: | Do you agree that a Succession Event did NOT occur with respect to Sallie Mae, Inc., and that SLM Corporation is NOT a Successor to Sallie Mae, Inc.? | |
| 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 |

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| 2nd Question for vote: | Did Broadwing Inc. change its name to Cincinnati Bell Inc. on or around May 16, 2003, and do you agree that no Succession Event occurred at that time? | |
| 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 |

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| | Pacific Investment Management Company LLC | Yes |
| | Primus Asset Management, Inc. | Yes |
| | Rabobank International | Yes |
| | The Royal Bank of Scotland | Yes |
| | UBS | Yes |

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| 3rd Question for vote: | Did Sprint Corporation change its name to Sprint Nextel Corporation on or around August 12, 2005, and do you agree that no Succession Event occurred at that time? | |
| 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 |

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| 4th Question for vote: | Did Tesoro Petroleum Corporation change its name to Tesoro Corporation on or around November 8, 2004, and do you agree that no Succession Event occurred at that time? | |
| 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 |

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| | Pacific Investment Management Company LLC | Yes |
| | Primus Asset Management, Inc. | Yes |
| | Rabobank International | Yes |
| | The Royal Bank of Scotland | Yes |
| | UBS | Yes |

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| 5th Question for vote: | <p>(a) Has a Succession Event occurred with respect to Meristar Hospitality Corporation?</p> <p>(b) Is Alcor Acquisition, LLC the sole Successor?</p> <p>(c) Is the date of the Succession Event May 2, 2006?</p> | |
| 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 |