

Determinations Committee Decision

Date:	7 October, 2009
Determinations Committee:	EMEA (Europe)
Meeting Date:	7 October, 2009

DC Issue 2009100601:	Has a Failure to Pay Credit Event occurred in relation to NJSC Naftogaz of Ukraine?
Question 1 for vote:	Is the Credit Event Resolution Request Date (the date on which the DC Secretary first effectively received both a request to convene a Committee and Publicly Available Information that satisfies the requirements of Section 2.1 (b)) for the Failure to Pay with respect to NJSC Naftogaz of Ukraine, 6 October 2009?
Vote result:	Yes
Votes:	<p>15 "Yes" votes - Bank of America / Merrill Lynch Barclays Citibank Credit Suisse Deutsche Bank AG Goldman Sachs JPMorgan Chase Bank, N.A. Morgan Stanley The Royal Bank of Scotland UBS Elliott Management Corporation Legal & General Investment Management Limited Pacific Investment Management Company LLC Primus Asset Management, Inc. Rabobank International</p> <p>0 "No" votes</p>
Question 2 for vote:	Has a Failure to Pay Credit Event occurred in relation to NJSC Naftogaz of Ukraine?
Vote result:	Yes
Votes:	<p>15 "Yes" votes - Bank of America / Merrill Lynch Barclays Citibank Credit Suisse Deutsche Bank AG Goldman Sachs JPMorgan Chase Bank, N.A. Morgan Stanley The Royal Bank of Scotland</p>

	<p>UBS Elliott Management Corporation Legal & General Investment Management Limited Pacific Investment Management Company LLC Primus Asset Management, Inc. Rabobank International</p> <p>0 "No" votes</p>
Question 3 for vote:	Is the date of the Credit Event 5 October 2009?
Vote result:	Yes
Votes:	<p>15 "Yes" votes - Bank of America / Merrill Lynch Barclays Citibank Credit Suisse Deutsche Bank AG Goldman Sachs JPMorgan Chase Bank, N.A. Morgan Stanley The Royal Bank of Scotland UBS Elliott Management Corporation Legal & General Investment Management Limited Pacific Investment Management Company LLC Primus Asset Management, Inc. Rabobank International</p> <p>0 "No" votes</p>