Determinations Committee Decision

Date:	October 1, 2010	
Determinations Committee:	EMEA	
Meeting Date:	September 29, 2010	

Historical Succession Events List:		
Do you agree that a Succession Event did NOT occur with respect to Fresenius		
Aktiengesellschaft on 13 July 2007, and that Fresenius SE was NOT a Successor		
to Fresenius Aktiengesellschaft at such time?		
YES		
15 "Yes" votes - Bank of America / Merrill Lynch		
Barclays		
Credit Suisse		
Deutsche Bank AG		
Goldman Sachs		
JPMorgan Chase Bank, N.A.		
Morgan Stanley		
UBS		
BNP Paribas		
RBS		
Citadel Investment Group LLC		
D.E. Shaw Group		
BlueMountain Capital		
Rabobank International		
Elliott Management Corporation		
0 "No" votes		
Does the DC agree that a Succession Event did NOT occur with respect to Nell AF S.à.r.l. on 13 October 2005 and that Basell AF S.C.A. was not a Successor at		
that time?		
YES		
15 "Yes" votes - Bank of America / Merrill Lynch		
Barclays		
Credit Suisse		
Deutsche Bank AG		
Goldman Sachs		
JPMorgan Chase Bank, N.A.		
Morgan Stanley		
UBS		
BNP Paribas		
RBS		
Citadel Investment Group LLC		
D.E. Shaw Group		
BlueMountain Capital		
Rabobank International		
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Elliott Management Corporation		

Question 3. for vote:	Do you agree that a Succession Event did NOT occur with respect to Unibail Holding S.A. on 16 July 2007, 22 June 2007 or 25 June 2007, and that Unibail-Rodamco S.A. was NOT a Successor to Unibail Holding S.A. at such time?		
Vote result:	YES		
Votes:	15 "Yes" votes - Bank of America / Merrill Lynch		
	Barclays		
	Credit Suisse		
	Deutsche Bank AG		
	Goldman Sachs		
	JPMorgan Chase Bank, N.A.		
	Morgan Stanley		
	UBS		
	BNP Paribas		
	RBS		
	Citadel Investment Group LLC		
	D.E. Shaw Group		
	BlueMountain Capital		
	Rabobank International		
	Elliott Management Corporation		
	0 "No" votes		
Question 1. for vote:	Do you agree that a Succession Event did NOT occur with respect to Electricité de France EPIC on 9 th August 2004 or 19 th November 2004 and that Electricité de France SA was NOT a Successor to Electricité de France EPIC at such time?		
Vote result:	YES		
Votes:	15 "Yes" votes - Bank of America / Merrill Lynch		
	Barclays		
	Credit Suisse		
	Deutsche Bank AG		
	Goldman Sachs		
	JPMorgan Chase Bank, N.A.		
	Morgan Stanley		
	UBS		
	BNP Paribas		
	RBS		
	Citadel Investment Group LLC		
	D.E. Shaw Group		
	BlueMountain Capital		
	Rabobank International		
	Elliott Management Corporation		
	0 "No" votes		
Question 4. for vote:	Do you agree that a Succession Event did NOT occur with respect to Fortis Bank		
	SA/NV on or about 13 May 2009, and that BNP Paribas was NOT a Successor to Fortis Bank SA/NV at that time?		
Vote result:	YES		
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Votes:	15 "Vac" votos	- Bank of America / Merrill Lynch
votes.	To les voies.	Barclays
		Credit Suisse
		Deutsche Bank AG
		Goldman Sachs
		JPMorgan Chase Bank, N.A.
		Morgan Stanley UBS
		BNP Paribas
		RBS Citadel Investment Crown II C
		Citadel Investment Group LLC
		D.E. Shaw Group
		BlueMountain Capital Rabobank International
	0 "No" votes	Elliott Management Corporation
Overtion F. forwater	0 No votes	
Question 5. for vote:	VEC	
Vote result:	YES	Deal of Associated Association and
Votes:	15 "Yes" votes -	- Bank of America / Merrill Lynch
		Barclays
		Credit Suisse
		Deutsche Bank AG
		Goldman Sachs
		JPMorgan Chase Bank, N.A.
		Morgan Stanley
		UBS
		BNP Paribas
		RBS
		Citadel Investment Group LLC
		D.E. Shaw Group
		BlueMountain Capital
		Rabobank International Elliott Management Corporation
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	0 "No" votes	Emott Wanagement corporation