

Determinations Committee Decision

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

Issue Number: 2009081701	Historical Succession Events List:
Question 1. for vote:	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?
Vote result:	YES
Votes:	<p>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</p> <p>0 "No" votes</p>
Question 2. for vote:	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?
Vote result:	YES
Votes:	<p>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</p> <p>0 "No" votes</p>

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:	<p>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</p> <p>0 "No" votes</p>
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:	<p>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</p> <p>0 "No" votes</p>
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

<p>Votes:</p>	<p>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</p> <p>0 "No" votes</p>
<p>Question 5. for vote:</p>	
<p>Vote result:</p>	<p>YES</p>
<p>Votes:</p>	<p>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</p> <p>0 "No" votes</p>