

Date:	August 14, 2023
Determinations Committee:	Americas
Meeting Date:	August 14, 2023

<b>DC Issue: 2023072001</b>	<b>Is there a Successor to Capital One Bank (USA), National Association?</b>
<b>1st Question for vote:</b>	Do you agree to vote on questions 2 to 4 below by way of an email vote?
Vote result:	Yes
Votes:	<p>12 "Yes" votes – Bank of America N.A.  Barclays Bank plc  BNP Paribas  Citibank, N.A.  Credit Suisse International  Deutsche Bank AG  Goldman Sachs International  JPMorgan Chase Bank N.A.  Mizuho Securities Co., Ltd.  Citadel Americas LLC  Elliott Management Corporation  Pacific Investment Management Co., LLC</p> <p>0 "No" votes</p>
<b>2nd Question for vote:</b>	Do you agree the date on which the DC Secretary first effectively received a request to convene the Committee to consider whether one or more Successors may be determined with respect to Capital One Bank (USA), National Association is July 20, 2023?
Vote result:	Yes
Votes:	<p>12 "Yes" votes – Bank of America N.A.  Barclays Bank plc  BNP Paribas  Citibank, N.A.  Credit Suisse International  Deutsche Bank AG  Goldman Sachs International  JPMorgan Chase Bank N.A.  Mizuho Securities Co., Ltd.  Citadel Americas LLC  Elliott Management Corporation  Pacific Investment Management Co., LLC</p> <p>0 "No" votes</p>
<b>3rd Question for vote:</b>	For the purposes of the 2014 ISDA Credit Derivatives Definitions, is Capital One, National Association the Universal Successor to Capital One Bank (USA), National Association and is the Succession Date October 1, 2022?
Vote result:	Yes
Votes:	<p>12 "Yes" votes – Bank of America N.A.  Barclays Bank plc  BNP Paribas  Citibank, N.A.  Credit Suisse International</p>

	<p>Deutsche Bank AG  Goldman Sachs International  JPMorgan Chase Bank N.A.  Mizuho Securities Co., Ltd.  Citadel Americas LLC  Elliott Management Corporation  Pacific Investment Management Co., LLC</p> <p>0 "No" votes</p>
<b>4th Question for vote:</b>	<p>Do you agree to publish the following statement on the DC website?</p> <p><b>"Americas DC Statement August 14, 2023:</b>  <i>With effect from October 1, 2022, Capital One Bank (USA), National Association (COBNA), a national banking association, merged into Capital One, National Association (CONA), a national banking association, and COBNA ceased to exist.</i></p> <p><i>After discussion with Capital One investor relations, the Americas DC concluded that COBNA had at least one Relevant Obligation outstanding at the time of the merger, and all obligations of COBNA were ultimately assumed by CONA, the surviving entity of the merger. Accordingly, the Americas DC Resolved that CONA was the Universal Successor to COBNA under the 2014 Definitions, and that October 1, 2022 was the Succession Date for purposes of the 2014 Definitions."</i></p>
Vote result:	Yes
Votes:	<p>12 "Yes" votes – Bank of America N.A.  Barclays Bank plc  BNP Paribas  Citibank, N.A.  Credit Suisse International  Deutsche Bank AG  Goldman Sachs International  JPMorgan Chase Bank N.A.  Mizuho Securities Co., Ltd.  Citadel Americas LLC  Elliott Management Corporation  Pacific Investment Management Co., LLC</p> <p>0 "No" votes</p>