

From: Kimbrough, Colette (RSCH)
Sent: Thursday, October 09, 2008 11:25 AM
To: Bussey, Brian A.
Cc: Brigagliano, James A.
Subject:

Dear Mr. Bussey:

A couple of weeks ago at the SIFMA Research conference, I spoke to Jamie Brigagliano about my concerns regarding the proposed amendments to Rule 15a-6. Jamie suggested that I send a email directly to you.

As you may know, Merrill Lynch relies on the SEC's interpretative guidance to distribute research reports of it non-U.S. affiliates to its retail clients in the U.S. This advice is included in releases and letters that are quite old at this time. Neither the release or the letters were discussed in the proposing release. Given the importance of this interpretative advice to making our global offering of research available to retail clients (subject, of course to blue sky and other applicable regulations), I wanted to request that the SEC to incorporate this relief in the rule.

Please feel free to call me if you have any questions or would like additional information.

Thank you for considering this matter. Colette Kimbrough

Colette Kimbrough
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