

Minutes of the regular meeting of the Buyside General Counsel Committee

12:30 p.m. – 2:00 p.m., Thursday, September 20, 2012

Federal Reserve Bank of New York

33 Liberty St., New York, NY

Present:

Thomas C. Baxter, Jr., FRBNY (Chair)

Scott B. Bernstein, Caxton Associates L.P.

David Brooks, Fortress Investment Group LLC

Adam Cooper, Citadel LLC

Marcy Engel, Eton Park Capital Management

Joyce Hansen, FRBNY

Roy Katzovicz, Pershing Square Capital Management, L.P.

John Liftin, D. E. Shaw & Co., L.P.

Owen Littman, Ramius LLC

Simon Lorne, Millennium Management LLC

Michael Nelson, FRBNY (Secretary)

Mr. Nelson called the meeting to order at approximately 12:30 p.m.

1. U.S. “fiscal cliff”

Members discussed whether there was a continued risk of a stress event related to the so-called “fiscal cliff.” Some members noted that continued uncertainty and delay would likely lead to a second downgrade of the U.S. government’s credit rating.

2. Eurozone situation

Members discussed potential issues that could result from a broad disruption in credit or funding markets arising out of ongoing difficulties in the Eurozone. Members notice that industry participants are taking various steps in preparation.

3. Libor

Members discussed the uncertain future of Libor as a primary benchmark rate following pending civil litigation and government enforcement actions.

4. Lehman update

There was an update on recent developments in the Lehman Brothers bankruptcy proceedings, currently pending in New York and London.

5. Miscellaneous

Members discussed the EU Regulation on Short Selling and Sovereign Credit Default Swaps due to go into effect on November 1. Members discussed questions regarding SEC Form PF. Members also discussed possible effects of the SEC's recently proposed rules that would remove a prohibition in the securities laws against general solicitation of investments in private companies and its potential impact on hedge funds.

The meeting adjourned at approximately 2:00 p.m.