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| For Internal Use Only                                                                                                                                                                                                                                                                                                                                                     | Submit 1 Original             | OMB Approval No.: |
| Sec File No. 91                                                                                                                                                                                                                                                                                                                                                           | and 9 Copies                  | Expires:          |
| Estimated average burden hours per response: 2.00                                                                                                                                                                                                                                                                                                                         |                               |                   |
| <b>UNITED STATES</b><br><b>SECURITIES AND EXCHANGE COMMISSION</b><br>Washington, D.C. 20549<br><b>FORM 19b-4(e)</b>                                                                                                                                                                                                                                                       |                               |                   |
| Information Required of a Self-Regulatory Organization Listing and Trading a New<br>Derivative Securities Product Pursuant to Rule 19b-4(e) Under the Securities Exchange Act of 1934                                                                                                                                                                                     |                               |                   |
| <b>READ ALL INSTRUCTIONS PRIOR TO COMPLETING FORM</b>                                                                                                                                                                                                                                                                                                                     |                               |                   |
| <b>Part I</b>                                                                                                                                                                                                                                                                                                                                                             | <b>Initial Listing Report</b> |                   |
| 1. Name of Self-Regulatory Organization Listing New Derivative Securities Product:                                                                                                                                                                                                                                                                                        |                               |                   |
| NYSE Arca, Inc.                                                                                                                                                                                                                                                                                                                                                           |                               |                   |
| 2. Type of Issuer of New Derivative Securities Product (e.g., clearinghouse, broker-dealer, corporation, etc.):                                                                                                                                                                                                                                                           |                               |                   |
| Corporation                                                                                                                                                                                                                                                                                                                                                               |                               |                   |
| 3. Class of New Derivative Securities Product:                                                                                                                                                                                                                                                                                                                            |                               |                   |
| Equity Index-Linked Securities                                                                                                                                                                                                                                                                                                                                            |                               |                   |
| 4. Name of Underlying Instrument:                                                                                                                                                                                                                                                                                                                                         |                               |                   |
| Select 10 Index                                                                                                                                                                                                                                                                                                                                                           |                               |                   |
| 5. If Underlying Instrument is an Index, State Whether it is Broad-Based or Narrow-Based:                                                                                                                                                                                                                                                                                 |                               |                   |
| Broad-Based                                                                                                                                                                                                                                                                                                                                                               |                               |                   |
| 6. Ticker Symbol(s) of New Derivative Securities Product:                                                                                                                                                                                                                                                                                                                 |                               |                   |
| RSY                                                                                                                                                                                                                                                                                                                                                                       |                               |                   |
| 7. Market or Markets Upon Which Securities Comprising Underlying Instrument Trades:                                                                                                                                                                                                                                                                                       |                               |                   |
| New York Stock Exchange, Nasdaq Stock Market                                                                                                                                                                                                                                                                                                                              |                               |                   |
| 8. Settlement Methodology of New Derivative Securities Product:                                                                                                                                                                                                                                                                                                           |                               |                   |
| Regular way trades settle on T+3/Book entry only held in DTC.                                                                                                                                                                                                                                                                                                             |                               |                   |
| 9. Position Limits of New Derivative Securities Product (if applicable):                                                                                                                                                                                                                                                                                                  |                               |                   |
| Not applicable.                                                                                                                                                                                                                                                                                                                                                           |                               |                   |
| <b>Part II</b>                                                                                                                                                                                                                                                                                                                                                            | <b>Execution</b>              |                   |
| The undersigned represents that the governing body of the above-referenced Self-Regulatory Organization has duly approved, or has duly delegated its approval to the undersigned for, the listing and trading of the above-referenced new derivative securities product according to its relevant trading rules, procedures, surveillance programs and listing standards. |                               |                   |
| Name of Official Responsible for Form:                                                                                                                                                                                                                                                                                                                                    |                               |                   |
| Mary Yeager                                                                                                                                                                                                                                                                                                                                                               |                               |                   |
| Title:                                                                                                                                                                                                                                                                                                                                                                    |                               |                   |
| Corporate Secretary                                                                                                                                                                                                                                                                                                                                                       |                               |                   |
| Telephone Number:                                                                                                                                                                                                                                                                                                                                                         |                               |                   |
| (212) 656-2062                                                                                                                                                                                                                                                                                                                                                            |                               |                   |
| Manual Signature of Official Responsible for Form:                                                                                                                                                                                                                                                                                                                        |                               |                   |
| November 24, 2008                                                                                                                                                                                                                                                                                                                                                         |                               |                   |
| Act <b>Securities Exchange Act of 1934</b><br>Section <b>19b-4</b><br>Rule <b>19b-4(e)</b><br>Public <b>NOV 26 2008</b><br>Availability:                                                                                                                                                                                                                                  |                               |                   |



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Mary Yeager  
Corporate Secretary



NYSE Arca

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NYSE Arca, Inc.  
11 Wall Street  
New York, NY 10005

tel: 212.656.2062  
fax: 212.656.3939  
myeager@nyse.com

**Via Overnight Mail**

November 24, 2008

Ms. Gail Jackson  
US Securities and Exchange Commission  
Division of Market Regulation  
Station Place – Building I  
100 F Street, N.E. – Room 6628  
Washington, DC 20549

|                      |                                 |
|----------------------|---------------------------------|
| Act                  | Securities Exchange Act of 1934 |
| Section              | 19b-4                           |
| Rule                 | 19b-4(e)                        |
| Public Availability: | NOV 26 2008                     |

**Re: Form 19b-4(e) – Merrill Lynch & Co., Inc.**  
Dear Ms. Jackson:

Enclosed for filing pursuant to Section 19(b) of the Securities Exchange Act of 1934 and Rule 19b-4 thereunder, please find an original and nine copies of Form 19b-4(e) with respect to the following securities:

- Merrill Lynch & Co., Inc., 12% Equity Linked Securities (STRIDES<sup>®</sup>) based upon the common stock of Monsanto Company due March 26 2010 (Ticker Symbol MYX);
- Merrill Lynch & Co., Inc., Equity Linked Securities (STEP<sup>®</sup>) Income Securities, based upon the common stock of Freeport-McMoRan Copper & Gold Inc due July 14, 2009 (Ticker Symbol FOA);
- Merrill Lynch & Co., Inc., Equity Linked Securities STEP Income Securities (STEP<sup>®</sup>) based upon the common stock of Apple Inc. due June 25, 2009 (Ticker Symbol AXD);
- Merrill Lynch & Co., Inc., Equity Linked Securities STEP Income Securities (STEP<sup>®</sup>) based upon the common stock of Monsanto Company. due August 17, 2009 (Ticker Symbol MZJ);
- Merrill Lynch & Co., Inc., Equity Linked Securities STEP Income Securities (STEP<sup>®</sup>) based upon the common stock of Qualcomm Inc. due June 4, 2009 (Ticker Symbol QKP);
- Merrill Lynch & Co., Inc., 11% Equity Linked Securities (STRIDES<sup>®</sup>), based upon the common stock of Cisco Systems, Inc. due April 28, 2009 (Ticker Symbol CRJ);
- Merrill Lynch & Co., Inc., 12% Equity Linked Securities (STRIDES<sup>®</sup>) based upon the common stock of Apple Inc. due September 4, 2009 (Ticker Symbol AVN);
- Merrill Lynch & Co., Inc., 9% Equity Linked Securities (STRIDES<sup>®</sup>) based upon the common stock of Caterpillar Inc. due September 24, 2009 (Ticker Symbol STF);
- Merrill Lynch & Co., Inc., 10% Equity Linked Securities (STRIDES<sup>®</sup>), based upon the common stock of the Boeing Company due March 6, 2009 (Ticker Symbol BXT);
- Merrill Lynch & Co., Inc., 9% Callable Equity Linked Securities (STRIDES<sup>®</sup>) based upon the common stock of Best Buy Co., Inc. due March 6, 2009 (Ticker Symbol BLB);
- Merrill Lynch & Co., Inc., 11% Equity Linked Securities (STRIDES<sup>®</sup>) based upon the common stock of The Home Depot, Inc. due February 8, 2010 (Ticker Symbol HRO);

- Merrill Lynch & Co., Inc., 9% Equity Linked Securities (STRIDES®) based upon the common stock of Exxon Mobil Corporation due December 4, 2009 (Ticker Symbol MIX);
- Merrill Lynch & Co., Inc., 9% Equity Linked Securities (STRIDES®), based upon the common stock of Google Inc. due March 1, 2010 (Ticker Symbol GKO);
- Merrill Lynch & Co., Inc., Accelerated Return Notes Linked to the S&P 500 Index due on December 4, 2008 (Ticker Symbol SOT);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the S&P 500 Index due on May 4, 2010 (Ticker Symbol SSM);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the S&P 500 Index due on June 25, 2010 (Ticker Symbol SZL);
- Merrill Lynch & Co., Inc., Accelerated Return Notes Linked to the S&P 500 Index due on April 6, 2009 (Ticker Symbol NMQ);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the S&P 500 Index due on November 30, 2009 (Ticker Symbol SIT);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the S&P 500 Index due on March 8, 2010 (Ticker Symbol SHJ);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the S&P 500 Index due on August 3, 2010 (Ticker Symbol SXU);
- Merrill Lynch & Co., Inc., Accelerated Return Notes Linked to the S&P 500 Index due on August 27, 2009 (Ticker Symbol SAR);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the Consumer Discretionary Select Sector Index due on December 28, 2009 (Ticker Symbol BJT);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the S&P Small Cap Regional Banks Index due February 2, 2010 (Ticker Symbol BCU);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the Russell 2000 Index due April 2, 2010 (Ticker Symbol RER);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the Dow Jones Industrial Average due April 2, 2010 (Ticker Symbol DGK);
- Merrill Lynch & Co., Inc., Strategic Accelerated Redemption Securities ("STARS") Linked to the Dow Jones Industrial Average due July 7, 2010 (Ticker Symbol DEV);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Select 10 Index due July 5, 2012 (Ticker Symbol SZX);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Select 10 Index due May 10, 2012 (Ticker Symbol RSY);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Value Select 30 Index due August 8, 2011 (Ticker Symbol MVI);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Value Select 30 Index due July 6, 2011 (Ticker Symbol MLV);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the S&P Industrial 15 Total Index due February 6, 2009 (Ticker Symbol MIF);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Select 10 Index due November 8, 2011 (Ticker Symbol RTS);

Gail Jackson  
Division of Market Regulation  
November 24, 2008  
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- Merrill Lynch & Co., Inc., 8% Strategic Return Notes ("SRN") Linked to the CBOE DJIA BuyWrite Index due November 9, 2010 (Ticker Symbol BWR);
- Merrill Lynch & Co., Inc., 8% Strategic Return Notes ("SRN") Linked to the CBOE S&P 500 Index due June 7, 2010 (Ticker Symbol BXA);
- Merrill Lynch & Co., Inc., 8% Strategic Return Notes ("SRN") Linked to the CBOE S&P 500 Index due January 3, 2011 (Ticker Symbol BXU);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Merrill Lynch Factor Model due December 6, 2012 (Ticker Symbol MXH);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Merrill Lynch Factor Model due November 7, 2012 (Ticker Symbol HFB);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Select 10 Index due March 8, 2012 (Ticker Symbol MSS);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Baby Boomer Consumption Index due September 6, 2011 (Ticker Symbol MFY);
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Select Utility Index due September 28, 2009 (Ticker Symbol UUY); and
- Merrill Lynch & Co., Inc., Strategic Return Notes ("SRN") Linked to the Select Utility Index due February 25, 2009 (Ticker Symbol UUD).

If you have any questions, please do not hesitate to call me at (212) 656-2062.

Sincerely

Enclosures

Cc: Tim Malinowski (NYSE Euronext)

END