

MEMORANDUM

To: File No. S7-08-09

From: Jennifer B. McHugh
Senior Advisor to the Chairman

Date: October 2, 2009

Re: Meeting with the Managed Funds Association

On September 30, 2009, a group of members and staff from the Managed Funds Association (MFA) met with the following SEC representatives: Mary Schapiro, Chairman; Didem Nisanci, Chief of Staff; Henry Hu, Director of the Division of Risk, Strategy and Financial Innovation; Jamie Brigagliano, Acting Co-Director, Division of Trading and Markets; David Shillman, Associate Director, Division of Trading and Markets; and Jennifer McHugh, Senior Advisor to the Chairman. Peter Nussbaum of S.A.C. shared the MFA's views with respect to short sale price tests as outlined in the MFA's comment letter dated June 22, 2009. Mr. Nussbaum reiterated that the MFA generally does not support a short sale price test, but that, if a price test is adopted, the MFA prefers a single-stock circuit breaker approach.