

Additions underscored
 Deletions [bracketed]

NYSE Listed Company Manual

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902.02 General Information on Fees

There are two types of fees applicable to listed issuers - Listing Fees and Annual Fees. All fees are payable upon receipt of invoice. This chapter sets out fees by type of security, with different fees applicable to equity securities, closed-end funds, structured products (defined as securities listed under Sections 703.18, 703.19 and 703.21), short-term securities (defined as securities having a term of seven years or less), Investment Company Units listed under Section 703.16, streetTRACKS® Gold Shares as defined in Rule 1300, Currency Trust Shares as defined in Rule 1300A, Commodity Trust Shares as defined in Rule 1300B, and debt securities.

An [I]issuer[s]:

(i) listing within 36 months following emergence from bankruptcy and that has not had a security listed on a national securities exchange during such period;

(ii) relisting a class of stock that is registered under the Exchange Act that was delisted from [not listed on] a national securities exchange [but is registered under the Exchange Act] and only if such delisting was:

(a) within the previous 12 calendar months; and

(b) due to the issuer's failure to file a required periodic financial report with the Commission or other appropriate regulatory authority; or

(iii) transferring the listing of any class of equity securities, any structured product or any closed-end fund from any other national securities exchange

[are] shall not be required to pay Listing Fees in connection with such listing, including, if applicable, the one-time special charge of \$[37,500]50,000 payable in connection with the listing of any new class of common shares.[*] None of the Listing Fee waivers set forth in this Section 902.02 shall apply to the listing of any class of securities if the issuer's primary class of common stock remains listed on another national securities exchange. [In addition, issuers transferring the listing of their primary class of common shares from NYSE Arca are not required to pay Annual Fees with respect to that primary class of common shares or any other class of securities transferred in conjunction therewith for the remainder of the calendar year in which the transfer occurs. With retroactive effect from January 1, 2008, issuers transferring the listing of their primary class of common shares from NYSE Alternext US are not required to pay Annual Fees with respect to that primary class of common shares or any other class of securities transferred in conjunction therewith for the remainder of the calendar year in which the transfer occurs. The Annual Fee waiver in the immediately preceding sentence (i) is conditioned on the consummation of NYSE Euronext's acquisition of the American

Stock Exchange (the “Merger”), (ii) will not take effect until the date of consummation of the Merger and (iii) will be of no further effect if the closing of the Merger does not take place by March 31, 2009.

* This fee waiver is not applicable to the transfer of any class of securities if the issuer’s primary class of common stock remains listed on another national securities exchange.]

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Annual Fees

Annual Fees are calculated for each class or series of security listed based on the number of shares issued and outstanding, including treasury stock and restricted stock. In its first year of listing, an issuer is billed at the time of listing for Annual Fees that are prorated from the listing date through the end of the year. At the beginning of each subsequent year, the Exchange will invoice issuers for Annual Fees applicable to that year. Issuers transferring the listing of their primary class of common shares from NYSE Arca or NYSE MKT are not required to pay Annual Fees with respect to that primary class of common shares or any other class of securities transferred in conjunction therewith for the remainder of the calendar year in which the transfer occurs.

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