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UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549

OMB APPROVAL OMB Number: 3235-0123 Expires: February 28, 2010 Estimated average burden hours per response.....12.00

SEC FILE NUMBER 8-09614

ANNUAL AUDITED REPORT FORM X-17A-5 PART III

FACING PAGE

Information Required of Brokers and Dealers Pursuant to Section 17 of the Securities Exchange Act of 1934 and Rule 17a-5 Thereunder

REPORT FOR THE PERIOD BEGINNING 10/01/2008 AND ENDING 09/30/2009 MM/DD/YY MM/DD/YY

A. REGISTRANT IDENTIFICATION

NAME OF BROKER-DEALER:

GLICKENHAUS & CO.

OFFICIAL USE ONLY FIRM ID. NO.

ADDRESS OF PRINCIPAL PLACE OF BUSINESS: (Do not use P.O. Box No.) 546 Fifth Avenue, 7th Floor

(No. and Street)

New York NY 10036 (City) (State) (Zip Code)

NAME AND TELEPHONE NUMBER OF PERSON TO CONTACT IN REGARD TO THIS REPORT

Stuart Peyser (212) 953-7868

(Area Code - Telephone Number)

B. ACCOUNTANT IDENTIFICATION

INDEPENDENT PUBLIC ACCOUNTANT whose opinion is contained in this Report\*

Eisner LLP

(Name - if individual, state last, first, middle name)

750 Third Avenue New York New York 10017 (Address) (City) (State) (Zip Code)

CHECK ONE:

- Certified Public Accountant
Public Accountant
Accountant not in residence in United States or any of its possessions.

FOR OFFICIAL USE ONLY

\*Claims for exemption from the requirement that the annual report be covered by the opinion of an independent public accountant must be supported by a statement of facts and circumstances relied on as the basis for the exemption.

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Handwritten initials/signature

## OATH OR AFFIRMATION

I, Seth Glickenhau and Steven B. Green, swear (or affirm) that, to the best of my knowledge and belief the accompanying financial statement and supporting schedules pertaining to the firm Glickenhau & Co., as of September 30, 2009, are true and correct. I further swear (or affirm) that neither the company nor any partner, proprietor, principal officer or director has any proprietary interest in any account classified solely as that of a customer, except as follows:

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ANNA MALLOZZI  
Notary Public, State of New York  
No. 01MA4997426  
Qualified in Queens County  
Commission Expires June 30, 2010



Notary Public



Signature

General Partner



Signature

Chief Financial Officer

This report\*\* contains (check all applicable boxes):

- (a) Facing Page.
- (b) Statement of Financial Condition.
- (c) Statement of Income (Loss).
- (d) Statement of Changes in Financial Condition.
- (e) Statement of Changes in Stockholders' Equity or Partners' or Sole Proprietor's Capital.
- (f) Statement of Changes in Liabilities Subordinated to Claims of Creditors.
- (g) Computation of Net Capital.
- (h) Computation for Determination of Reserve Requirements Pursuant to Rule 15c3-3.
- (i) Information Relating to the Possession or Control Requirements Under Rule 15c3-3.
- (j) A Reconciliation, including appropriate explanation, of the Computation of Net Capital Under Rule 15c3-1 and the Computation for Determination of the Reserve Requirements Under Exhibit A of Rule 15c3-3.
- (k) A Reconciliation between the audited and unaudited Statements of Financial Condition with respect to methods of consolidation.
- (l) An Oath or Affirmation.
- (m) A copy of the SIPC Supplemental Report.
- (n) A report describing any material inadequacies found to exist or found to have existed since the date of the previous audit.

\*\*For conditions of confidential treatment of certain portions of this filing, see section 240.17a-5(e)(3).

# Eisner

Eisner LLP  
Accountants and Advisors

**GLICKENHAUS & CO.**  
(a partnership)

Statement of Financial Condition

SEPTEMBER 30, 2009

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# Eisner

Eisner LLP  
Accountants and Advisors

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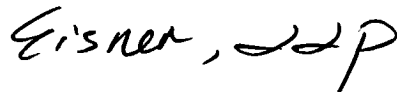
## INDEPENDENT AUDITORS' REPORT

To the Partners of  
Glickenhau & Co.

We have audited the accompanying statement of financial condition of Glickenhau & Co. (a partnership) (the "Company") as of September 30, 2009. This financial statement is the responsibility of the Company's management. Our responsibility is to express an opinion on this financial statement based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statement. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statement referred to above presents fairly, in all material respects, the financial position of Glickenhau & Co. as of September 30, 2009 in conformity with accounting principles generally accepted in the United States of America.



New York, New York  
November 24, 2009

**Glickenhau & Co.  
(a partnership)**

**Statement of Financial Condition  
September 30, 2009**

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**ASSETS**

Cash	\$	1,169,422
Securities purchased under agreements to resell		651,635,012
Receivables from brokers, dealers and clearing organizations		305,597
Securities owned, at fair value (including securities pledged as collateral to third parties of \$1,516,738,883)		1,704,985,817
Furniture, equipment and leasehold improvements, at cost, less accumulated depreciation and amortization of \$1,636,466		1,372,269
Other assets		38,301,239
		<hr/>
<b>Total assets</b>	<b>\$</b>	<b>2,397,769,356</b>

**LIABILITIES AND PARTNERS' CAPITAL**

Payables to brokers, dealers and clearing organizations	\$	496,340,694
Securities sold, not yet purchased, at fair value		1,606,910,104
Accrued expenses and other liabilities		5,760,371
		<hr/>
<b>Total liabilities</b>		<b>2,109,011,169</b>
Partners' capital		288,758,187
		<hr/>
<b>Total liabilities and partners' capital</b>	<b>\$</b>	<b>2,397,769,356</b>

**Glickenhau s & Co.  
(a partnership)**

**Notes to Statement of Financial Condition**

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**Note 1. Organization and Summary of Significant Accounting Policies**

Glickenhau s & Co. (the "Company") is a limited partnership primarily engaged as an investment advisor, securities broker-dealer and investment banker conducting business with institutional and individual clients and other broker-dealers located primarily in the northeastern United States. The Company is registered with the Financial Industry Regulatory Agency ("FINRA").

The Company maintains cash in bank deposit accounts which, at times, may exceed federally insured limits.

Securities owned, securities sold, not yet purchased, and open futures and options contracts are valued at fair value, and the resulting realized and unrealized gains and losses are reflected in Partners' capital. Principal transactions, commission revenue and related expenses are recorded on a trade-date basis.

Government issues are valued at the bid price and the resulting realized and unrealized gains and losses are reflected in Partners' capital.

Securities loaned are recorded at the amount of cash collateral received which is generally in excess of the fair value of the securities.

Federal and state income taxes have not been provided for since the Partners are individually liable for their own tax payments. The Company is liable for the New York City unincorporated business tax.

Tax laws are complex and subject to different interpretations by the taxpayer and taxing authorities. Significant judgment is required when evaluating tax positions and related uncertainties. Future events such as changes in tax legislation could require an accrual for income taxes.

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosures of contingent assets and liabilities at the date of the financial statement and the reported amounts of revenue and expenses during the reporting period. Actual results could differ from those estimates.

The Company adopted Accounting Standards Codification ("ASC") "Fair Value Measurements and Disclosures", effective October 1, 2008. The provisions were applied prospectively.

Fair value is an estimate of the exit price, representing the amount that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants (i.e., the exit price at the measurement date). Under ASC 820, fair value measurements are not adjusted for transaction costs. ASC 820 provides for use of a fair value hierarchy that prioritizes inputs to valuation techniques used to measure fair value into three levels:

Level 1 Unadjusted quoted prices in active markets for identical assets or liabilities.

Level 2 Inputs other than quoted market prices that are observable, either directly or indirectly, and reasonably available. Observable inputs reflect the assumptions market participants would use in pricing the asset or liability and are developed based on market data obtained from sources independent of the Company.

**Glickenhau & Co.**  
**(a partnership)**

**Notes to Statement of Financial Condition**

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Level 3 Unobservable inputs. Unobservable inputs reflect the assumptions that the Company develops based on available information about what market participants would use in valuing the asset or liability.

An asset or liability's level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Availability of observable inputs can vary and is affected by a variety of factors. The Company uses judgment in determining fair value of assets and liabilities and Level 3 assets and liabilities involve greater judgment than Level 1 or Level 2 assets or liabilities.

Level 1 assets and liabilities are valued on the last business day of the fiscal year at the last available reported sales price on the primary securities exchange on which the security is traded.

Level 2 assets and liabilities are valued based on market data available on the last business day of the fiscal year.

The values assigned to securities owned and securities sold, not yet purchased and any unrealized gains or losses reported are based on available information and do not necessarily represent amounts that might be realized if a ready market existed and such differences could be material. Furthermore, the ultimate realization of such amounts depends on future events and circumstances and, therefore, valuation estimates may differ from the value realized upon disposition of individual positions.

**Note 2. Securities Purchased Under Agreements to Resell and Securities Sold Under Agreements to Repurchase**

Transactions involving securities purchased under agreements to resell ("reverse repurchase agreements") or securities sold under agreements to repurchase ("repurchase agreements") are collateralized financing transactions and are carried at the amounts at which they will be subsequently resold or repurchased plus accrued interest. The agreements provide that the transferor will receive substantially the same securities in return at the maturity of the agreement and the transferor obtains from the transferee sufficient cash or collateral to purchase such securities during the term of the agreement.

The estimated fair value of the reverse repurchase agreements and the repurchase agreements approximates the carrying amount due to the short-term nature of the instruments.

The fair value of collateral accepted by the Company under reverse repurchase agreements was \$1,820,646,188, substantially all of which has been sold or re-pledged. Collateral received from counterparties is valued daily, and the Company may require counterparties to deposit additional collateral when appropriate.

Reverse repurchase agreements and repurchase agreements are reported net by counterparty when permitted under ASC 210, *Offsetting of Amounts Related to Certain Repurchase and Reverse Repurchase Agreements*. At September 30, 2009, the Company's assets and liabilities decreased by \$1,167,226,564 as a result of the application of ASC 210.



**Glickenhous & Co.**  
**(a partnership)**

**Notes to Statement of Financial Condition**

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**Note 3. Credit Facilities**

The Company has credit facilities (the "Facilities") with various financial institutions under which the Company can borrow up to \$294,000,000. As of September 30, 2009, no borrowings were outstanding under these Facilities. The Facilities bear interest at fluctuating rates based on the federal funds interest rate and are payable on demand. Loans under the Facilities are collateralized by firm securities.

**Note 4. Clearing Agreement**

Pursuant to a clearing agreement (the "Agreement"), all customer securities transactions are introduced and cleared on a fully disclosed basis through a clearing broker that is a member of the New York Stock Exchange Inc. (the "NYSE"). Accordingly, the Company operates under the exemptive provisions of Securities and Exchange Commission (the "SEC") Rule 15c3-3(k)(2)(ii).

The Agreement states that the Company will assume customer obligations should a customer of the Company default. As of September 30, 2009, amounts owed to the clearing broker by customers were adequately collateralized by securities owned by the customers.

**Note 5. Fair Value of Financial Instruments**

The following table represents the Company's fair value hierarchy for these assets and liabilities measured at fair value on a recurring basis as of September 30, 2009 (in thousands):

	<u>Total</u>	<u>Level 1</u>	<u>Level 2</u>	<u>Level 3</u>
Securities owned, at fair value:				
U.S. government obligations	\$ 1,519,224	\$ 1,519,224		
Corporate stock	153,697	153,649	\$ 48	
Municipal obligations	16,825	16,825		
Options	15,240	15,240		
Interests in investment partnerships	14,552			\$14,552
	<u>\$ 1,719,538</u>	<u>\$ 1,704,938</u>	<u>\$ 48</u>	<u>\$14,552</u>
Securities sold, not yet purchased, at fair value:				
U.S. government obligations	\$ 1,595,327	\$ 1,595,327		
Options	11,583	11,574	\$ 9	
	<u>\$ 1,606,910</u>	<u>\$ 1,606,901</u>	<u>\$ 9</u>	

**Glickenhous & Co.**  
**(a partnership)**

**Notes to Statement of Financial Condition**

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The following summarizes changes in fair value of the Level 3 assets for the year ended September 30, 2009. The information reflects gains and losses for the full year for assets categorized as Level 3 as of September 30, 2009. The information does not include gains or losses for assets that were transferred out of Level 3 prior to September 30, 2009.

	<u>Interests in</u> <u>Investment Partnerships</u>
Balance – beginning of year	\$ 14,024
Contributions	2,663
Withdrawals	(604)
Net increase in unrealized depreciation on investments	<u>(1,531)</u>
Balance – end of year	<u>\$ 14,552</u>
Change in unrealized depreciation on investments	<u>\$ (1,531)</u>

**Note 6. Other Assets**

Included in other assets are loans to affiliates of \$15,471,024; interests in investment partnerships of \$14,552,139; a loan to a related party of \$2,746,559; receivable for advisory fees of \$2,317,904 and \$3,213,616 of receivables and prepaid expenses. [See also Note 8.]

**Note 7. Net Capital Requirements**

As a registered broker-dealer and member of FINRA, the Company is subject to the Uniform Net Capital Rule 15c3-1 (the "Rule") of the SEC. The Company computes its net capital under the alternative method permitted by the Rule, which requires that minimum net capital be equal to the greater of \$250,000 or 2% of aggregate debit items arising from customer transactions. At September 30, 2009, the Company had net capital of \$86,830,758, which exceeded minimum net capital requirements by \$86,580,758.

Proprietary accounts held at the clearing broker ("PAIB assets") are considered allowable assets in the computation of net capital pursuant to an agreement between the Company and the clearing broker which requires, among other things, for the clearing broker to perform a computation for PAIB assets similar to the customer reserve computation set forth in Rule 15c3-3.

**Note 8. Related Party Transactions**

Included in other assets are loans to affiliates, which represent entities into which some of the Partners are invested. The loans to affiliates were \$15,471,024, including accrued interest, as of September 30, 2009 and are collateralized by properties owned by the affiliates. These loans have no scheduled maturity and bear interest at fluctuating rates based on federal funds interest rates. [See also Note 6.]

Also included in other assets are related party interests in investment partnerships, valued at \$1,928,646, which represents fair value. [See also Note 6.]

**Glickenhau & Co.**  
**(a partnership)**

**Notes to Statement of Financial Condition**

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The Company has an outstanding loan to a related party in the amount of \$2,746,559 including accrued interest. The loan matures on February 25, 2018 and carries interest at the applicable federal rate. [See also Note 6.]

**Note 9. Commitments and Contingent Liabilities**

The Company leases office space under a lease agreement expiring on December 31, 2014. The lease is subject to escalation charges based on certain costs incurred by the landlord. Minimum rentals, excluding escalation, under the lease agreement are approximately as follows (in thousands):

Year ending September 30,	
2010	\$ 428
2011	438
2012	438
2013	438
2014	438
Thereafter	<u>110</u>
	<u>\$ 2,290</u>

Deferred rent of approximately \$348,000 is included in accrued expenses and other liabilities.

The Company has purchased "split-dollar" life insurance policies (the "Plan") for four of the Partners. The Company has a lien against the cash surrender value of the policies, to the extent of premiums paid. Upon termination of the Plan, the Company will be entitled to receive the proceeds from the policies up to the amount of the premiums it paid. The Company uses the fair value method to value the insurance contracts.

**Note 10. Off-Balance-Sheet Risk, Concentration of Credit Risk and Derivative Financial Instruments**

In the normal course of business, the Company enters into financial transactions as principal or agent where the risk of potential loss due to market fluctuations (market risk) or failure of the other party to the transaction to perform (credit risk) exceeds the amounts recorded for the transactions.

The Company's trading activities include purchases and short sales of U.S. government securities as well as the purchases and sales of financial futures and options on financial futures. Subsequent market fluctuations may require purchasing or selling the securities at prices that may differ from the market value reflected on the Statement of Financial Condition.

Counterparty credit risk represents the potential loss that would occur if counterparties fail to perform pursuant to the terms of their obligations. In addition to its investments, the Company is subject to credit risk to the extent a custodian or broker with whom it conducts business is unable to fulfill contractual obligations.

**Glickenhau & Co.  
(a partnership)**

**Notes to Statement of Financial Condition**

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Customer transactions are cleared through a clearing broker on a fully disclosed basis. In the event that customers are unable to fulfill their contractual obligations, the clearing broker may charge the Company for any loss incurred in connection with the purchase or sale of securities at prevailing market prices to satisfy customers' obligations. The Company regularly monitors the activity in its customer accounts for compliance with its margin requirements. Securities transactions entered into as of September 30, 2009, were settled subsequent thereto with no material adverse effect on the Company's Statement of Financial Condition.

**Note 11. Subsequent Events**

The Company has evaluated subsequent events through November 24, 2009, the date that this financial statement was available to be issued.