

MEMORANDUM

TO: File
FROM: Cindy Oh
RE: Business conduct consultation with the Financial Industry Regulatory Authority ("FINRA")
DATE: August 3, 2010

On August 3, 2010, Lourdes Gonzalez, Joanne Rutkowski and Cindy Oh of the Securities and Exchange Commission and Phyllis Cela, Katherine Driscoll, Ted Kneller, Peter Sanchez, Barry McCarty, Stephanie Horne, Michael Solinsky, Vivek Jain of the Commodities Futures Trading Commission met with Gary Goldsholle (Associate General Counsel, FINRA), Patricia Albrecht (Assistant General Counsel, FINRA), and Dan Sibears (Executive Vice President & Deputy, FINRA Member Regulation).

The participants reviewed the statutory language regarding business conduct and discussed the business conduct rules that currently apply to FINRA members and the different business conduct standards that FINRA applies depending on the type of customer and product. In addition, the participants discussed areas that may require additional rules or revised rules based on the statutory language.