

MEMO# 11535

January 10, 2000

AGENDA FOR INSTITUTE MEETING ON CROSS-TRADES - JANUARY 12, 2000

1 Institute Memorandum to Investment Advisers Committee No. 17-99; Pension Committee No. 71-99; and Pension Operations Advisory Committee No. 57-99, dated December 17, 1999. [11535] January 10, 2000 TO: INVESTMENT ADVISERS COMMITTEE No. 1-00 PENSION COMMITTEE No. 2-00 AD HOC COMMITTEE ON CROSS-TRADES RE: AGENDA FOR INSTITUTE MEETING ON CROSS-TRADES - JANUARY 12, 2000

Attached is the agenda for the meeting on cross-trades, scheduled for Wednesday January 12, 2000 from 10 a.m. until noon in the Institute's David Silver Conference Room, 1401 H Street, NW Suite 1200, Washington, D.C. The purpose of the meeting is to discuss the recently released Department of Labor proposed class exemption on passive cross-trades¹ and the Institute's testimony on active cross-trades at the Department's hearing on February 10, 2000. At the meeting, we intend to review the proposed class exemption on passive cross-trades to determine whether (1) certain conditions are applicable for a class exemption on active cross-trades; and (2) the conditions for passive cross-trades included in the proposal are feasible. In addition, we plan to discuss strategy for the Institute's testimony at the hearing on active cross-trades scheduled for February 10. Finally, we would like to discuss various general issues applicable to cross-trades, including whether members have or can assemble data on savings generated from cross-trades, market impact issues and the effect of ECNs on the need for cross-trading exemptive relief. The agenda includes a reference to a chart outlining the differences between the proposed class exemption and prior individual exemptions. This chart will be included in the packet of materials available at the meeting. If you plan to attend the meeting and have not yet informed us, please call Melanie Washington at 202-326-5820, and let her know that you will be attending. Kathryn A. Ricard Associate Counsel Attachment