

# The Depository Trust Company

# **IMPORTANT**

**B#:** B3100-08

**DATE:** March 13, 2008

**TO:** ALL PARTICIPANTS

**CATEGORY:** Compliance

**FROM:** General Counsel's Office

**ATTENTION:** **MANAGING PARTNER/OFFICER, OPERATIONS PARTNER/OFFICER,  
COMPLIANCE OFFICER**

**SUBJECT:** Approval of Rule Filing 2007-06 – Modifications to Hearing Procedures

The Securities and Exchange Commission has approved The Depository Trust Company (“DTC”) rule filing 2007-06 which modifies the rules of DTC with respect to procedures related to hearings requested by applicants and members.

The approved changes establish a Minor Rule Violation Plan (“MRVP”) within the meaning of Rule 19d-1(c)(2) of the Securities Exchange Act, as amended (the “Act”), pursuant to which a self-regulatory organization may deem certain rule violations minor in nature. Consistent with Rule 19d-1(c)(2) of the Act, DTC will designate those rule violations for which a fine may be assessed in an amount not to exceed \$5,000 as minor rule violations. A minor rule violation which is contested by a member and not waived by DTC may be appealed to a panel (“Minor Rule Violation Panel”) comprised of officers of the Corporation. For matters (i) involving fines over \$5,000, (ii) involving applicants for membership, or (iii) involving other disciplinary actions (i.e., to which the MRVP does not apply), or for appeals from a Minor Rule Violation Panel decision adverse to a member, the member or applicant will be entitled to a hearing before a panel comprised of three individuals of the DTC Board of Directors. The approved changes also implement modifications to DTC’s procedures applicable to the conduct of the hearing.

The full text of the approved changes may be obtained by visiting DTC’s website at [www.dtc.org](http://www.dtc.org). Questions regarding rule file SR-DTC-2007-06 should be direct to the undersigned at (212) 855-3213.

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Vice President and Senior Counsel