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ISDA Argus Best Practices Statement

New York, December 7, 2009 - The International Swaps and Derivatives Association (“ISDA”) is issuing this statement of best practices in the interest of promoting orderly valuation and settlement with respect to Argus’ proposals to discontinue the 95R 10ppm Gasoline Northwest Europe Barges assessments.

Argus issued Subscriber Notes proposing to discontinue, effective 1 January 2010, the indicated 95R 10 ppm Gasoline Northwest Europe Barges assessments.

Members of the ISDA Commodity Operations Working Group met by teleconference on several occasions to discuss how to treat these discontinuations and changes for purposes of transactions that include any Commodity Reference Prices referencing the above product.

Members agreed, with respect to the respective Gasoline Barge assessments, to replace the 95R 10ppm Gasoline Northwest Europe Barges assessments, for trades with a Pricing Date on or after January 1, 2010, with the new Argus Euro-Bob Oxy Northwest Europe Barges assessments.

The statement below can be applied to all financially settled derivative transactions (even if entered into on or before the date on which the Argus index is discontinued, whether documented under ISDA Master Agreements or under other (non-ISDA) contractual arrangements (each an “Affected Transaction”).

Please Note: This Statement does not constitute legal, accounting or financial advice. Each participant in an Affected Transaction must satisfy itself that the recommendation is appropriate for the transaction and has been properly applied in the context of the transaction to reflect the commercial intention of the participants.

Statement

In any Affected Transaction where the documentation of such transaction is silent as to how the discontinuation of the respective 95R 10ppm Gasoline Northwest Europe Barges assessments are to be treated for trades with a Pricing Date on or after January 1, 2010, the new Argus Euro-Bob Oxy Northwest Europe Barges assessments should be used, unless otherwise specifically agreed by the parties at the time of a transaction.

All capitalized terms used in this statement and not defined herein shall have the meanings set forth in the 2005 ISDA Commodity Definitions or the 1993 ISDA Commodity Derivatives Definitions (and the 2000 Supplement thereto), as may be appropriate.