

Send to: [protocol@isda.org](mailto:protocol@isda.org)  
**International Swaps and Derivatives Association,  
Inc.**  
**360 Madison Avenue, 16th Floor**  
**New York, NY 10017**

DZ BANK AG  
New York Branch  
609 Fifth Avenue  
New York, NY 10017-1021

Telephone (212) 745 1400  
Telefax (212) 745 1550  
SWIFT-Code GENOUS 33  
Email [new.york@dzbank.de](mailto:new.york@dzbank.de)

Jeffrey Baun  
First Vce President  
Direct Tel 1-212-745-1507  
Direct Fax 1-212-745-1522  
E-Mail [jeffrey.baun@dzbank.de](mailto:jeffrey.baun@dzbank.de)

10/17/2005

Dear Sirs,

### **2005 Novation Protocol - Adherence**

The purpose of this letter is to confirm our adherence to the 2005 Novation Protocol as published by the International Swaps and Derivatives Association, Inc. on September 12, 2005 (the "Protocol"). This letter constitutes an Adherence Letter as referred to in the Protocol. The definitions and provisions contained in the Protocol are incorporated into this Adherence Letter, which will supplement and form part of the Master Agreement (now or in the future) between us and each other Adhering Party.

#### **1. Specified Terms**

The terms of Annex 1 shall apply.

#### **2. Appointment as Agent and Release**

We hereby appoint ISDA as our agent for the limited purposes of the Protocol and accordingly we waive, and hereby release ISDA from, any rights, claims, actions or causes of action whatsoever (whether in contract, tort or otherwise) arising out of or in any way relating to this Adherence Letter or our adherence to the Protocol or any actions contemplated as being required by ISDA.

DZ BANK AG  
Deutsche Zentral-Genossenschaftsbank,  
Frankfurt am Main

Board of Managing Directors:  
Dr. Ulrich Brixner, Chairman  
Dr. Thomas Duhnkrack  
Heinz Hilgert  
Wolfgang Kirsch  
Albrecht Merz  
Dietrich Voigtländer

Chairman of the Supervisory Board:  
Dr. Christopher Pleister

Incorporated with limited liability in  
the Federal Republic of Germany

Amtsgericht Frankfurt am Main  
Commercial Register No. HRB 45651

A Member of the German  
Cooperative Financial Network

### 3. Contact Details

Our contact details for purposes of this Adherence Letter are:

Name: DZ BANK AG  
Deutsche Zentral-Genossenschaftsbank, Frankfurt am Main  
New York Branch, Attn. Jeffrey Baun/Ingo Holzwarth

Address: 609 Fifth Avenue, New York, NY 10017

Telephone: 1-212-745-1507 / 1-212-745-1508

Fax: 1-212-745-1522

E-mail: [jeffrey.baun@dzbank.de](mailto:jeffrey.baun@dzbank.de) / [ingo.holzwarth@dzbank.de](mailto:ingo.holzwarth@dzbank.de)

We consent to the publication of the conformed copy of this letter by ISDA and to the disclosure by ISDA of the contents of this letter.

Yours faithfully,

**DZ BANK AG**  
**Deutsche Zentral-Genossenschaftsbank, Frankfurt am Main**

Name: Jeffrey Baun
Title: First Vice President
Signature: <i>J. Baun</i>