Siemens Finance B.V., P.O. Box 16068, 2500 BB. The Hague

International Swaps and Derivatives Association, Inc.

smallbang@isda.org

Name

G.J.J. van der Lubbe **Financial Services** 

Telephone Fax

+31 (0) 70 333 2458 +31 (0) 70 333 3760

E-mail Internet Gerard-vander.lubbe@siemens.com

www.siemens.com/sfm

Your reference Our reference Date

Siemens LL/SFB/CDS 18.11.2010

# 2009 ISDA Credit Derivatives Determinations Committees, Auction Settlement and Restructuring CDS Protocol - Adherence

Dear Sirs.

The purpose of this letter is to confirm our adherence to the 2009 ISDA Credit Derivatives Determinations Committees, Auction Settlement and Restructuring CDS Protocol as published by the International Swaps and Derivatives Association, Inc. on July 14, 2009 (the July 2009 Protocol). This letter constitutes, as between each other July 2009 Adhering Party and us, an Adherence Letter as referred to in the July 2009 Protocol. The definitions and provisions contained in the July 2009 Protocol are incorporated into this Adherence Letter, which will supplement and form part of each Protocol Covered Transaction (now or in the future) entered into between us and each other July 2009 Adhering Party.

#### 1. Specified Terms

As between each other July 2009 Adhering Party and us, the amendments in Schedule 1 of the July 2009 Protocol shall apply to Protocol Covered Transactions to which we are a party in accordance with the terms of the July 2009 Protocol.

# 2. Appointment as Agent and Release

We hereby appoint ISDA as our agent for the limited purposes of the July 2009 Protocol and accordingly we waive any rights and hereby release ISDA from any 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 July 2009 Protocol or any actions contemplated as being required by ISDA.

Date 18.11.2010

To International Swaps and Derivatives

Association, Inc.

Our reference SFB Adherence Letter Small Bang

### 3. DTCC Account Number

For purposes of electronic matching and counterparty recognition, our DTCC Account Number is as follows, but you understand and agree that our failure to provide any such details pursuant to this Adherence Letter will not affect the legal validity and binding nature of the July 2009 Protocol with respect to us:

DTCC Account Number: (none)

## 4. Contact Details

Our contact details for purposes of this Adherence Letter are:

Name: Siemens Finance B.V.

Address: Prinses Beatrixlaan 800, 2595 BN The Hague, Netherlands

Telephone: +31 70 333 2458 Fax: +31 70 333 3760 E-mail: sfm.nl@siemens.com

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

Yours faithfully, Siemens Finance B.V.

By: Gerard J.J. van der Lubbe, Maudy J.M. van der Bruggen

Names:	Gerard J.J. van der Lubbe,	Maudy J.M. van der Bruggen
Titles:	CEO,	CFO
Signatures:	Gerard J.J. van der Lubbe,	Maudy J.M. van der Bruggen