

TO: The Comment File  
FROM: Beverly E. Loew, Assistant General Counsel  
RE: Proposed Business Continuity and Disaster Recovery Regulations  
DATE: August 24, 2010

On Tuesday, August 24, 2010, I spoke with Mr. Clark Tibbs by telephone about the business continuity and disaster recovery rules. Jocelyn Partridge, Special Counsel, Division of Intermediary Oversight, also participated. Mr. Tibbs wished for the Commission to consider the importance of cyber-security in its final regulations on business continuity and disaster recovery that have been proposed to apply to designated contract markets and derivatives clearing organizations. He also recommended the imposition of Financial products Markup Language, to enable global monitoring of complex financial products.