

CREDIT SUISSE

Under the terms of the settlement, Credit Suisse agreed to buy back at par value by December 11, 2008 all auction rate securities purchased through the firm by individual investors before February 14, 2008. Under terms of the settlement, “individual investors” include all individuals, legal entities forming an investment vehicle for family members, charities and non-profits, and small- to medium-sized businesses with up to \$10 million in accounts with Credit Suisse.

The settlement agreement also calls for Credit Suisse to:

- Fully reimburse all individual investors who sold their auction rate securities at a discount after the market failed;
- Consent to a special, public arbitration procedure to resolve claims of consequential damages suffered by individual investors as a result of not being able to access their funds; and
- Undertake to expeditiously provide liquidity solutions to all institutional investors.

In consideration of the settlement, the states will agree to terminate their investigation of Credit Suisse’s marketing and sale of auction rate securities to individual investors.

Courtesy North American Securities Administrators Association, *State Securities Regulators Announce Settlement with Credit Suisse in Auction Rate Securities Investigation*, September 16, 2008.