
**Board of Governors of the Federal Reserve System
Federal Deposit Insurance Corporation
Office of the Comptroller of the Currency**

January 14, 2014

**Agencies Release Non-Exclusive List of Qualified Collateralized Debt Obligations Backed
Primarily by Trust Preferred Securities**

Three federal banking agencies on Tuesday issued a non-exclusive list of collateralized debt obligations backed by trust preferred securities (TruPS CDOs) for use in determining compliance with an interim final rule issued earlier in relation to section 619 of the Dodd-Frank Wall Street Reform and Consumer Protection Act.

On January 14, the Federal Deposit Insurance Corporation, the Office of the Comptroller of the Currency, the Board of Governors of the Federal Reserve System, the Securities and Exchange Commission, and the Commodity Futures Trading Commission adopted an interim final rule (IFR) on the treatment of certain TruPS CDOs for purposes of the final rule implementing section 619 of the Dodd-Frank Act, also known as the Volcker rule, which was adopted by the agencies on December 10, 2013.

The federal banking agencies have reviewed the available data on TruPS CDOs and the agencies will recognize the issuers listed as meeting the requirements of the new section ____.16, which the IFR adds to the final rule. However, if a banking entity owns an investment in a TruPS CDO that it determines qualifies for exemption under section ____.16(a), the fact that the TruPS CDO is not included on this list does not preclude its treatment as an exempt issuer.

As with all debt and equity investments, banking entities should continue to measure, monitor, and control the inherent risks of TruPS CDO holdings. Existing regulations and supervisory guidance will continue to apply, as will prudential safety and soundness considerations and examination coverage. Consequently, investments in these specific TruPS CDOs remain subject to the federal banking agencies' guidance on complex structured credit products and the 2013 *Uniform Agreement on the Classification and Appraisal of Securities Held by Depository Institutions*.¹

Banking entities must continue to account for their holdings of these securities in accordance with the relevant U.S. generally accepted accounting principles. For further information, banking entities should refer to Accounting Standards Codification (ASC) Topic 320, Investments-Debt and Equity Securities, ASC Subtopic 325-40, Investments-Other-Beneficial

¹ For the Board refer to SR 13-18, for the FDIC refer to FIL-51-2013, and for the OCC, refer to OCC Bulletin 2013-08, "[Uniform Agreement on the Classification and Appraisal of Securities Held by Depository Institutions](#)."

Interests in Securitized Financial Assets, and the Glossary entry for “Securities Activities” in the instructions for the Consolidated Reports of Condition and Income (Call Report).²

For questions regarding the list, please email CapitalMarkets@fdic.gov or call (202) 898-6888.

² See A-72 in “Instructions for Preparation of Consolidated Reports of Condition and Income,” located at http://www.ffiec.gov/pdf/FFIEC_forms/FFIEC031_FFIEC041_201309_i.pdf

Non-Exclusive List of TruPS CDOs:

- ALESCO Preferred Funding I
- ALESCO Preferred Funding II
- ALESCO Preferred Funding III
- ALESCO Preferred Funding IV
- ALESCO Preferred Funding V
- ALESCO Preferred Funding VI
- ALESCO Preferred Funding VII
- ALESCO Preferred Funding VIII
- ALESCO Preferred Funding IX
- ALESCO Preferred Funding X
- ALESCO Preferred Funding XI
- ALESCO Preferred Funding XII
- ALESCO Preferred Funding XIII
- ALESCO Preferred Funding XIV
- ALESCO Preferred Funding XV
- ALESCO Preferred Funding XVI
- ALESCO Preferred Funding XVII
- MM Community Funding
- MM Community Funding II
- MM Community Funding III
- MM Community Funding IX
- MMCapS Funding I
- MMCapS Funding XVII
- MMCapS Funding XVIII
- MMCapS Funding XIX
- Preferred CPO
- Preferred Term Securities I
- Preferred Term Securities II
- Preferred Term Securities III
- Preferred Term Securities IV
- Preferred Term Securities V
- Preferred Term Securities VI
- Preferred Term Securities VII
- Preferred Term Securities VIII
- Preferred Term Securities IX
- Preferred Term Securities X
- Preferred Term Securities XI
- Preferred Term Securities XII
- Preferred Term Securities XIII
- Preferred Term Securities XIV
- Preferred Term Securities XV
- Preferred Term Securities XVI

- Preferred Term Securities XVII
- Preferred Term Securities XVIII
- Preferred Term Securities XIX
- Preferred Term Securities XX
- Preferred Term Securities XXI
- Preferred Term Securities XXII
- Preferred Term Securities XXIII
- Preferred Term Securities XXIV
- Preferred Term Securities XXV
- Preferred Term Securities XXVI
- Preferred Term Securities XXVII
- Preferred Term Securities XXVIII
- Regional Diversified Funding
- Regional Diversified Funding 2004-1
- Regional Diversified Funding 2005-1
- Soloso CDO 2005-1
- Soloso CDO 2007-1
- TPref Funding I
- TPref Funding II
- TPref Funding III
- Trapeza CDO I
- Trapeza CDO II
- Trapeza CDO III
- Trapeza CDO IV
- Trapeza CDO V
- Trapeza CDO VI
- Trapeza CDO VII
- Trapeza Edge CDO
- Trapeza CDO IX
- Trapeza CDO X
- Trapeza CDO XI
- Trapeza CDO XII
- Trapeza CDO XIII
- Tropic CDO I
- Tropic CDO II
- Tropic CDO III
- Tropic CDO IV
- Tropic CDO V
- U.S. Capital Funding I
- U.S. Capital Funding II
- U.S. Capital Funding III
- U.S. Capital Funding IV
- U.S. Capital Funding V
- U.S. Capital Funding VI