

# NYSE Regulation

Received SEC  
DEC - 5 2008  
Washington, DC 20549



VIA FACSIMILE AND U.S. MAIL  
December 4, 2008

Ms. Velma Smith, Branch Chief  
Branch of Filer Support 2, Mailstop 1-4  
Securities and Exchange Commission  
450 Fifth Street, N.W., Room #1004  
Washington, D.C. 20549

CERTPAC

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001-07182

Re: Merrill Lynch & Co., Inc.—Original Listing

Dear Ms. Smith:

Please be advised that NYSE Regulation, Inc. has received (on December 3, 2008) an application from the above-referenced issuer and has approved the following security for listing on NYSE Arca, Inc. ("Exchange"):

Accelerated Return Notes Linked to the S&P 500 Index  
due January 29, 2010

The Exchange requests acceleration of registration of this security under the Securities Exchange Act of 1934. If there are any questions, please call me at (312) 442-7832. Your assistance is greatly appreciated.

Sincerely,

Craig A. Gray  
Manager, Listing Compliance

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THOMSON REUTERS

END