

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:	:
LEHMAN BROTHERS SECURITIES AND	:
ERISA LITIGATION	: Civil Action 09 MD 2017
	: (LAK)
This Document Applies to:	:
	: DECLARATION OF
<i>In re Lehman Brothers Equity/Debt Securities</i>	: <u>ROGER MASSEY</u>
<i>Litigation, 08 Civ. 5523 (LAK)</i>	:
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Pursuant to 28 U.S.C. § 1746, Roger Massey declares as follows:

1. I submit this declaration in support of Daiwa Securities SMBC Europe Limited's Memorandum of Law in Support of Its Motion to Dismiss Plaintiffs' Securities Act Claims, dated April 24, 2009.

2. I am Head of Legal and Transaction Management and Company Secretary of Daiwa Securities SMBC Europe Limited, a company that is registered in England.

3. The registered office of Daiwa Securities SMBC Europe Limited is 5 King William Street, London EC4N 7AX, United Kingdom.

4. London is the principal and only place of business of Daiwa Securities SMBC Europe Limited.

5. Daiwa Securities SMBC Europe Limited has no employees or presence in the United States.

6. Daiwa Securities SMBC Europe Limited does not have any agents in the United States who are authorized to accept service of process of the summons and complaint in the above-captioned case on its behalf.

7. Daiwa Securities SMBC Europe Limited is a wholly owned subsidiary of Daiwa Securities SMBC Co. Ltd., a joint venture headquartered and regulated in Japan. The joint venture company, Daiwa Securities SMBC Co. Ltd., is 60% owned by Daiwa Securities Group Inc., and 40% owned by Sumitomo Mitsui Financial Group Inc.

8. Daiwa Securities SMBC Europe Limited is an affiliate of Daiwa Securities America Inc., but the two are separate corporations and have different corporate ownership structures, with only one corporate parent in common.

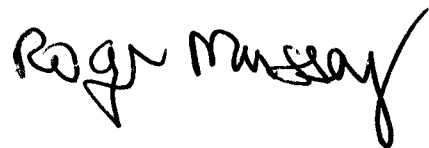
9. Daiwa Securities America Inc., located at 32 Old Slip, New York, New York, is a wholly owned subsidiary of Daiwa America Corporation, which, in turn, is a direct subsidiary of Daiwa Securities Group Inc.

10. No employee of Daiwa Securities America Inc. is authorized to act as a general agent of Daiwa Securities SMBC Europe Limited.

11. To my knowledge, Daiwa Securities SMBC Europe Limited has not been served with a summons or complaint in the above-captioned action.

12. I declare under penalty of perjury of the laws of the United States of America that the foregoing is true and correct.

Dated: London, United Kingdom
April 24, 2009



Roger Massey