

Clerk of the House of Representatives  
Legislative Resource Center  
B-106 Cannon Building  
Washington, DC 20515

<http://lobbyingdisclosure.house.gov>

Secretary of the Senate  
Office of Public Records  
232 Hart Building  
Washington, DC 20510

<http://www.senate.gov/lobby>

# LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - All Filers Are Required to Complete This Page

<b>1. Registrant Name</b> <input checked="" type="checkbox"/> Organization/Lobbying Firm <input type="checkbox"/> Self Employed Individual								
The Smith-Free Group								
<b>2. Address</b> <input type="checkbox"/> Check if different than previously reported								
Address1	1401 K Street NW	Address2	12th Floor					
City	Washington	State	DC	Zip Code	20005	-	Country	USA
<b>3. Principal place of business (if different than line 2)</b>								
City		State		Zip Code		-	Country	
<b>4a. Contact Name</b>			<b>b. Telephone Number</b>		<b>c. E-mail</b>		<b>5. Senate ID#</b>	
Ms. DEENA FLORENCE			(202) 393-4760				35800-556	
<b>7. Client Name</b> <input type="checkbox"/> Self <input type="checkbox"/> Check if client is a state or local government or instrumentality							<b>6. House ID#</b>	
The Bank of New York Mellon							307700069	

**TYPE OF REPORT** 8. Year 2008 Q1 (1/1 - 3/31)  Q2 (4/1 - 6/30)  Q3 (7/1-9/30)  Q4 (10/1 - 12/31)

9. Check if this filing amends a previously filed version of this report

10. Check if this is a Termination Report  Termination Date \_\_\_\_\_ 11. No Lobbying Issue Activity

## INCOME OR EXPENSES - YOU MUST complete either Line 12 or Line 13

12. Lobbying	13. Organizations
<b>INCOME</b> relating to lobbying activities for this reporting period was:	<b>EXPENSE</b> relating to lobbying activities for this reporting period were:
<u>Less than \$5,000</u> <input type="checkbox"/>	<u>Less than \$5,000</u> <input type="checkbox"/>
<u>\$5,000 or more</u> <input checked="" type="checkbox"/> \$ <u>50,000.00</u>	<u>\$5,000 or more</u> <input type="checkbox"/> \$ _____
Provide a good faith estimate, rounded to the nearest \$10,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).	<b>14. REPORTING</b> Check box to indicate expense accounting method. See instructions for description of options.
	<input type="checkbox"/> <b>Method A.</b> Reporting amounts using LDA definitions only
	<input type="checkbox"/> <b>Method B.</b> Reporting amounts under section 6033(b)(8) of the Internal Revenue Code
	<input type="checkbox"/> <b>Method C.</b> Reporting amounts under section 162(e) of the Internal Revenue Code

Signature  Digitally Signed By: Alicia W. Smith

Date 10/03/2008

Printed Name and Title Alicia W. Smith, Sr. VP & Corp. Secretary

**LOBBYING ACTIVITY.** Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Add additional page(s) as needed.

15. General issue area code   (one per page)

16. Specific lobbying issues

Broker reporting of customers' basis in securities transactions as previously contained in Section 741 of House Amendment 2 to the Senate Amendments of H.R. 3221 (Foreclosure Prevention Act of 2008; P.L. 110-289) and currently contained in Section 603 of Title VI (6) of S. 3335 (Jobs, Energy, Families, and Disaster Relief Act of 2008)

17. House(s) of Congress and Federal agencies  Check if None

U.S. SENATE, U.S. HOUSE OF REPRESENTATIVES

18. Name of each individual who acted as a lobbyist in this issue area

First Name	Last Name	Suffix	Covered Official Position (if applicable)	New
Jack S.	Deuser			<input type="checkbox"/>
James C.	Free			<input type="checkbox"/>
Robert	Hickmott			<input type="checkbox"/>
James E.	Smith			<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

19. Interest of each foreign entity in the specific issues listed on line 16 above  Check if None

**Printed Name and Title** Alicia W. Smith, Sr. VP & Corp. Secretary

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15. General issue area code 

BAN	Banking
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 (one per page)

16. Specific lobbying issues

HR 3997 Emergency Economic Stabilization Act of 2008- All sections of text

17. House(s) of Congress and Federal agencies  Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE, Treasury - Dept of

18. Name of each individual who acted as a lobbyist in this issue area

First Name	Last Name	Suffix	Covered Official Position (if applicable)	New
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James C.	Free			<input type="checkbox"/>
Robert	Hickmott			<input type="checkbox"/>
James E.	Smith			<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

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**Printed Name and Title** Alicia W. Smith, Sr. VP & Corp. Secretary