



## NEWS RELEASE

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### ***Wachovia Settles Multistate Enforcement Actions Involving the Marketing of Auction Rate Securities***

Colorado Securities Commissioner Fred Joseph announced today the terms of a settlement between Colorado regulators and Wachovia Securities, LLC and Wachovia Capital Markets, LLC. ("Wachovia"). Under the terms of the settlement, Wachovia agreed to buy back \$157 million worth of auction rate securities from Colorado investors who found themselves unable to sell their securities after they had been frozen in the auction rate securities ("ARS") market.

The settlement concludes an investigation led by state securities regulators into allegations that Wachovia misled its clients by falsely assuring them that ARS securities were as safe and liquid as cash. The ARS markets froze in February of 2008, triggering a flood of complaints from investors who could not withdraw money from their accounts. States received complaints from a wide range of investors who suffered significant financial damage because the money they were told was liquid was tied up in the frozen ARS market.

“This settlement represents a major victory for investors who for months have been unable to access their funds at Wachovia because those funds were placed in auction rate securities,” said Colorado Securities Commissioner Fred Joseph. “Securing a liquidity solution for investors has been the primary objective of our investigations, and this agreement achieves that goal. We are pleased to see the problem for Colorado investors resolved.”

The Colorado settlement is part of a multi-state agreement in which Wachovia will buy back almost \$13 billion of auction rate securities from all Wachovia retail customers who held those securities at the time the auction market failed on February 13, 2008. Wachovia has agreed to complete the buyback of auction rate securities from Colorado investors by June 30, 2009.

The investigation into possible violations by Wachovia is part of a larger state-led effort to address problems in connection with the offer and sale of ARS securities. State regulators, including Colorado, are continuing their investigations into possible misconduct by other firms, and have reached agreements to settle with some of these firms.

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*DORA is dedicated to preserving the integrity of the marketplace and is committed to promoting a fair and competitive business environment in Colorado. Consumer protection is our mission.*

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