

SERIES ADJUSTMENTS - 2006-010 ONN INFORMATION CIRCULAR # 1315 January 12, 2006 Closing transactions only for adjusted SWH (STH) and previously adjusted SDP

Software HOLDRs (SWH) Stock Distribution Ex-Distribution Date: 1/13/2006

On January 4, 2006, Mercury Interactive Corp. (MERQ), a component of the Software HOLDRS Trust (SWH), was delist from trading on Nasdaq NMS. As a result, the Mercury Interactive Corp Common Share component of the Software HOLD Trust (SWH) will be distributed to SWH shareholders. The distribution ratio is 2 MERQ Common Shares for each 100 shc round lot of SWH HOLDRS. The record date is January 18, 2006. The mail date is January 20, 2006. The American Stock Exchan has set January 13, 2006, as the ex distribution date

Contract Adjustments:

Pursuant to the by-laws of The Options Clearing Corporation ("OCC"), all Software HOLDRs options will adjusted as follows

Adjustment Date: ISE Underlying Symbol(s): ISE Commodity Code(s): OPRA Option Symbol(s): No. of Contracts: Multiplier: New Deliverable/Contract:	Effective with exercises of Friday, January 13, 2006 and thereafte SWH becomes STH STH - 3742 MERQ- 311 SWH becomes STH Unchanged 100 (e.g., Premium of 1.00 = \$10(1) 100 Shares of Software HOLDRs Trust (SWH) 2) 2 Shares of Mercury Interactive Corp. (MERQ)
<u>Previously Adjusted</u> ISE Underlying Symbol(s): OPRA Option Symbol(s): No. of Contracts:	SDP- Unchanged SDP- Unchanged Unchanged

New Deliverable/Contract:	 1) 100 Shares of Software HOLDRs Trust (SWH) 2) 2 Shares of Mercury Interactive Corp. (MERQ) 3) \$2.20
No. of Contracts: Multiplier:	Unchanged 100 (e.g., Premium of 1.00 = \$100
OPRA Option Symbol(s):	SDP- Unchanged
ISE Underlying Symbol(s):	SDP-Unchanged

Please note that adjusted SWH (STH) and previoulsy adjusted SDP contracts both contain deliverables which no longe trade on a national market (MERQ). Mercury Interactive Coporation (MERQ) was delisted from the NASDAQ effective January 4, 2006. Therefore, effective Friday, January 13, 2006, ISE will be conducting customer closing transactions only for all outstanding STH and SDP contracts.

GTC Order Cancellation:

On Thursday, January 12, 2006, immediately after the ISE close, all resting orders in the SWH order book will be cancelled

Unadjusted New Shares:

New SWH series with a contract unit of 100 shares will be introduced on Tuesday, January 17, 2006. Strike prices and expiration months will be announced on a separate release.

Adjusted Exercise Prices:

On Friday, January 13, 2006, the ex-distribution date, trading in SWH series will be on an adjusted basis. 1 strike price adjustments listed below are expected based on the current outstanding series. Any additic SWH series added prior to the ex-date will also be adjusted in the manner outlined belo

Software HOLDRs (SWH)				Software HOLDRs (STH)					
(Before 1/13/2006)				(Beginning 1/13/2006)					
(100 shrs SWH)				(See New Deliverable Above					
ISE Series	<u>OPRA</u>	<u>Month</u>	<u>Strike</u>	Calls/Puts	ISE Series	<u>OPRA</u>	<u>Month</u>	<u>Strike</u>	Calls/Puts
SWH6JAN32.5C/P	SWH	JAN	32 1/2	AZ/MZ	STH6JAN32.5CX/PX	STH	JAN	32 1/2	AZ/MZ
SWH6JAN35.0C/P	SWH	JAN	35	AG/MG	STH6JAN35.0CX/PX	STH	JAN	35	AG/MG
SWH6JAN37.5C/P	SWH	JAN	37 1/2	AU/MU	STH6JAN37.5CX/PX	STH	JAN	37 1/2	AU/MU
SWH6JAN40.0C/P	SWH	JAN	40	AH/MH	STH6JAN40.0CX/PX	STH	JAN	40	AH/MH
SWH6JAN42.5C/P	SWH	JAN	42 1/2	AV/MV	STH6JAN42.5CX/PX	STH	JAN	42 1/2	AV/MV
SWH6FEB32.5C/P	SWH	FEB	32 1/2	BZ/NZ	STH6FEB32.5CX/PX	STH	FEB	32 1/2	BZ/NZ
SWH6FEB35.0C/P	SWH	FEB	35	BG/NG	STH6FEB35.0CX/PX	STH	FEB	35	BG/NG
SWH6FEB37.5C/P	SWH	FEB	37 1/2	BU/NU	STH6FEB37.5CX/PX	STH	FEB	37 1/2	BU/NU
SWH6FEB40.0C/P	SWH	FEB	40	BH/NH	STH6FEB40.0CX/PX	STH	FEB	40	BH/NH
SWH6MAY32.5C/P	SWH	MAY	32 1/2	EZ/QZ	STH6MAY32.5CX/PX	STH	MAY	32 1/2	EZ/QZ
SWH6MAY35.0C/P	SWH	MAY	35	EG/QG	STH6MAY35.0CX/PX	STH	MAY	35	EG/QG
SWH6MAY37.5C/P	SWH	MAY	37 1/2	EU/QU	STH6MAY37.5CX/PX	STH	MAY	37 1/2	EU/QU
SWH6MAY40.0C/P	SWH	MAY	40	EH/QH	STH6MAY40.0CX/PX	STH	MAY	40	EH/QH
SWH6AUG32.5C/P	SWH	AUG	32 1/2	HZ/TZ	STH6AUG32.5CX/PX	STH	AUG	32 1/2	HZ/TZ
SWH6AUG35.0C/P	SWH	AUG	35	HG/TG	STH6AUG35.0CX/PX	STH	AUG	35	HG/TG
SWH6AUG37.5C/P	SWH	AUG	37 1/2	HU/TU	STH6AUG37.5CX/PX	STH	AUG	37 1/2	HU/TU
SWH6AUG40.0C/P	SWH	AUG	40	HH/TH	STH6AUG40.0CX/PX	STH	AUG	40	HH/TH
SWH6AUG42.5C/P	SWH	AUG	42 1/2	HV/TV	STH6AUG42.5CX/PX	STH	AUG	42 1/2	HV/TV

Questions regarding this release may be directed to Iris Rodriguez at (212) 897-026