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Fried, Frank, Harris, Shriver & Jacobson

December 17, 2001

Mr. Mark Attar

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5. This application is being made solely because of the inability of HES to prepare a final FOCUS within two (2) business days after the termination of its membership with the NASD and the NYSE.

Based on the forgoing, we request that staff of the Division of Market Regulation not recommend enforcement action to the Commission if HES files its final FOCUS report no later than January 11, 2002.

If you have any questions, please contact me at the above number.

Sincerely,



Christopher M. Salter

cc: Chris Meyer, NYSE
James R. Pasquarelli, HES



DIVISION OF
MARKET REGULATION

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
WASHINGTON, D.C. 20549

NO ACT
P.E 12-17-01
8-42607



Act	Securities Exchange Act of 1934
Section	17
Rule	17a-5
Public Availability	December 18, 2001

Mr. Christopher M. Salter
Fried, Frank, Harris, Shriver & Jacobson
1001 Pennsylvania Avenue, NW, Suite 800
Washington, DC 20004-2505

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FINANCIAL

Re: Request for Form X-17A-5 Filing Extension

Dear Mr. Salter:

This is in response to your letter, dated December 17, 2001, in which you request on behalf of Halcyon Execution Services, Inc. ("Firm") an extension for filing Part IIA of Form X-17A-5 ("Final FOCUS") as required pursuant to Rule 17a-5(b) ("Rule") under the Securities Exchange Act of 1934 ("Exchange Act"). Subparagraph (b)(1) of the Rule requires a broker-dealer that ceases to be a member in good standing with a national securities exchange or registered national securities association to file with the Securities and Exchange Commission ("Commission"), within two business days after the membership terminates, a Final FOCUS dated as of the date such membership terminates.

I understand the following facts to be pertinent to the Firm's request. The Firm's membership with the New York Stock Exchange, Inc. will terminate on December 31, 2001. Therefore, pursuant to subparagraph (b)(1) of the Rule, the Firm will be required to file a Final FOCUS by January 3, 2002. You have represented that the Firm: (i) is not in violation of the applicable requirements specified in Rules 15c3-1 and 15c3-3 under the Exchange Act; (ii) is not experiencing any significant financial, operational or recordkeeping problems; and (iii) is in compliance with the other applicable rules of the Commission and each self-regulatory organization of which it is a member.

Based on the foregoing facts and representations, the Division of Market Regulation ("Division") will not recommend enforcement action to the Commission if the Firm files its Final FOCUS, as required pursuant to subparagraph (b)(1) of the Rule, by January 11, 2002.

CRGA

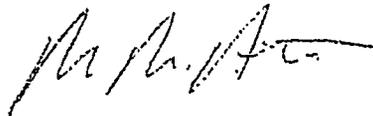
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Please note, however, that a broker-dealer also must file Form BDW with the Commission when withdrawing fully or partially from the securities business. Form BDW requires that the broker-dealer attach a Form X-17A-5 which reflects an as of date no earlier than 10 days prior to the filing of the BDW. The no-action position taken by the Division in this letter does not affect the requirement, when applicable, to file a Form X-17A-5 when filing its Form BDW.

You should understand that the Division's position is confined to the facts as described herein. Any material change in circumstances may warrant a different conclusion and should be brought immediately to the Division's attention.

Sincerely,



Mark M. Attar
Special Counsel

cc: Mr. Chris Meyer, New York Stock Exchange, Inc.