

LOBBYING REPORT

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

1. Registrant Name:

DAVIS & HARMAN LLP

2. Address:

1455 PENNSYLVANIA AVENUE, NW SUITE 1200, WASHINGTON, DC 20004

3. Principal place of business (if different from line 2):

Country: City: State/Zip(or Country):

4. Contact Name: JANIS MCCLINTOCK

Telephone: 202-347-2230

E-mail (optional): jkmcclintock@davis-harman.com

Senate ID #: 11674-303

House ID #: 31318023

7. Client Name: Self

MERRILL LYNCH & CO, INC

TYPE OF REPORT

8. Year 2005 Midyear (January 1 - June 30): **OR** Year End (July 1 - December 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 Activity:

INCOME OR EXPENSES

Complete Either Line 12 **OR** Line 13

12. Lobbying Firms

INCOME relating to lobbying activities for this reporting period was:

Less than \$10,000:

\$10,000 or more: => Income (nearest \$20,000): 60,000.00

Provide a good faith estimate, rounded to the nearest \$20,000, 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).

13. Organizations

EXPENSES relating to lobbying activities for this reporting period were:

Less than \$10,000:

\$10,000 or more: => Expenses (nearest \$20,000): _____

14. Reporting Method.

Check box to indicate expense accounting method. See instructions for description of options.

Method A. Reporting amounts using LDA definitions only

Method B. Reporting amounts under section 6033(b)(8) of the Internal Revenue Code

Method C. Reporting amounts under section 162(e) of the Internal Revenue Code

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. Attach additional page(s) as needed.

15. General issue area code: TAX (one per page)

16. Specific lobbying issues:

H.R., 1960/1961, The Pension Preservation and Savings Expansion Act; S. 6, CARE Act; S. 1698, Retirement Security Advice Act; S. 219/S. 1953, National Employee Savings and Trust Equity Guarantee Act; H.R. 1607/S. 1366, Public Good IRA Rollover Act; H.R. 2830/S. 1953, Pension Protection Act; H.R. 1359, Retirement Savings and Security Act; savings proposals in the President's FY 2006 Budget; H.R. 1162/S. 546, Retirement Savings Account Act; S. 1112/H.R. 2386, College 529 InvEST Act; H.R. 2831, Pension Preservation and Portability Act; S. 1783, Pension Security and Transparency Act; (con't)H.R. 4440, Gulf Opportunity Zone Act; H.R. 3768, Katrina Emergency Tax Relief Act. Proposals related to health savings accounts; proposals related to the treatment of education savings; proposals related to automatic enrollment; proposals related to default investment.

17. House(s) of Congress and Federal agencies contacted:

House of Representatives
Senate

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

Name: DELAPLANE, JR., JAMES

Covered Official Position (if applicable):

Name: HARDOCK, RANDOLF

Covered Official Position (if applicable):

Name: PATE, BARBARA

Covered Official Position (if applicable): LEGISLATIVE DIRECTOR AND COUNSEL, REP. PORTMAN

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

Signature: ON FILE Date: Feb 13, 2006

Printed Name and Title: Randolph Hurst Hardock, Partner -