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**

1. Registrant Name ☑ Organization/Lobbying Firm ☐ Self Employed Individual

The Smith-Free Group

2. Address ☐ **Check if different than previously reported**

Address1 1401 K Street NW Address2 12th Floor

City Washington State DC Zip Code 20005 - Country USA

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

City State Zip Code - Country

4a. Contact Name: DEENA FLORENCE

b. Telephone Number ☐ International Number: (202) 393-4760

c. E-mail: dflorence@smithfree.com

5. Senate ID#: 35800-808

7. Client Name ☐ *Self* ☐ *Check if client is a state or local government or instrumentality*

BANK OF AMERICA

6. House ID#: 307700057

TYPE OF REPORT 8. Year 2009 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

INCOME relating to lobbying activities for this reporting period was:

Less than $5,000 ☐

$5,000 or more ☑ $ $ 60,000.00

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).

13. Organizations

EXPENSE relating to lobbying activities for this reporting period were:

Less than $5,000 ☐

$5,000 or more ☐ $ _____

14. REPORTING 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

Signature Filed Electronically **Date** 07/14/2009

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

v6.0.1f

Registrant The Smith-Free Group Client Name BANK OF AMERICA

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 BAN BANKING (one per page)

16. Specific lobbying issues

Public Law No.111-24 Credit Card Accountability Responsibility and Disclosure Act of 2009 - All sections of full text.

*Anticipated review, by the Senate Small Business Committee, of card issuer practices related to business credit cards for small business.

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

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

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
Andrew	Barbour			☐
James C.	Free			☐
W. Timothy	Locke			☐
James E.	Smith			☐
				☐
				☐
				☐
				☐
				☐

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

ADDENDUM for General Lobbying Issue Area: BAN - BANKING

*Proposed amendment by Sen. Richard Durbin, to the FY10 Appropriations bill for financial services and general government, regarding interchange charges to government acceptance of card payments.

*Discussions with Members and staff of the House Oversight and Government Reform Committee regarding the Committee's inquiry into the acquisition of Merrill Lynch by Bank of America.

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

Registrant The Smith-Free Group Client Name BANK OF AMERICA

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 CPT COPYRIGHT/PATENT/TRADEMARK (one per page)

16. Specific lobbying issues

S.515 Patent Reform Act of 2009 - All sections of full text.

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

U.S. SENATE

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
Andrew	Barbour			☐
James C.	Free			☐
				☐
				☐
				☐
				☐
				☐
				☐
				☐

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