

Market Information Circular			
Circular number:	2006-04	Contact:	Jodi Burns, Director of Product Operations
Date:	January 12, 2006	Telephone:	646-805-1823

Subject: Software HOLDRS Trust (SWH/STH/SDP)

On January 4, 2006, Mercury Interactive Corp. (MERQ), a component of the Software HOLDRS Trust (SWH), was delisted from trading on Nasdaq. As a result, the Mercury Interactive Corp Common Share component of the Software HOLDRS Trust (SWH) will be distributed to SWH shareholders.

On Friday, January 13, 2006, SWH contracts (STH) and previously-adjusted SDP contracts will be adjusted to include 2 MERQ shares. Because the deliverables for these contracts will include shares that no longer trade in a national securities exchange, **the ISE will only accept closing orders in all outstanding STH and SDP contracts**, effective Friday, January 13, 2006. This policy is consistent with all exchanges trading SWH options.

All opening transactions in these series will be cancelled following the close of business during the life of the series.