

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION

2018-09-26 12:24PM EDT
Status: Accepted

FORM
X-17A-5

FOCUS REPORT
(FINANCIAL AND OPERATIONAL COMBINED UNIFORM SINGLE REPORT)
PART II 11

(Please read instructions before preparing Form)

This report is being filed pursuant to (Check Applicable Block(s)):

- 1) Rule 17a-5(a) 16
- 2) Rule 17a-5(b) 17
- 3) Rule 17a-11 18
- 4) Special request by designated examining authority 19
- 5) Other 26

NAME OF BROKER-DEALER

BNY MELLON CAPITAL MARKETS, LLC 13

ADDRESS OF PRINCIPAL PLACE OF BUSINESS (Do not use P.O. Box No.)

240 GREENWICH STREET 20

(No. and Street)

NEW YORK 21 NY 22 10286 23

(City)

(State)

(Zip Code)

SEC. FILE NO.

8-35255 14

FIRM ID NO.

17454 15

FOR PERIOD BEGINNING (MM/DD/YY)

08/01/18 24

AND ENDING (MM/DD/YY)

08/31/18 25

NAME AND TELEPHONE NUMBER OF PERSON TO CONTACT IN REGARD TO THIS REPORT(Area code) - Telephone No.

Michael Marziliano 30

(212) 815-3553 31

NAME(S) OF SUBSIDIARIES OR AFFILIATES CONSOLIDATED IN THIS REPORT

OFFICIAL USE

32

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DOES RESPONDENT CARRY ITS OWN CUSTOMER ACCOUNTS ? YES 40 NO 41

CHECK HERE IF RESPONDENT IS FILING AN AUDITED REPORT 42

EXECUTION:

The registrant/broker or dealer submitting this Form and its attachments and the person(s) by whom it is executed represent hereby that all information contained therein is true, correct and complete. It is understood that all required items, statements, and schedules are considered integral parts of this Form and that the submission of any amendment represents that all unamended items, statements and schedules remain true, correct and complete as previously submitted.

Dated the 26th day of September 20 18

Manual Signatures of:

1)  Principal Executive Officer or Managing Partner

2)  Principal Financial Officer or Partner

3) _____ Principal Operations Officer or Partner

ATTENTION - Intentional misstatements or omissions of facts constitute Federal Criminal Violations. (See 18 U.S.C. 1001 and 15 U.S.C. 78:f (a))

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PART II

BROKER OR DEALER BNY MELLON CAPITAL MARKETS, LLC	N 2									100
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STATEMENT OF FINANCIAL CONDITION

as of (MM/DD/YY) 08/31/18 99

SEC FILE NO. 8-35255 98

Consolidated 198

Unconsolidated 199

	<u>ASSETS</u>				
	<u>Allowable</u>	<u>Nonallowable</u>		<u>Total</u>	
1. Cash	\$ 943,164 200			\$ 943,164 750	
2. Cash segregated in compliance with federal and other regulations	10,000,000 210			10,000,000 760	
3. Receivable from brokers or dealers and clearing organizations:					
A. Failed to deliver:					
1. Includable in "Formula for Reserve Requirements"	220				
2. Other	57,761,476 230			57,761,476 770	
B. Securities borrowed:					
1. Includable in "Formula for Reserve Requirements"	240				
2. Other	250			780	
C. Omnibus accounts:					
1. Includable in "Formula for Reserve Requirements"	260				
2. Other	270			790	
D. Clearing Organizations:					
1. Includable in "Formula for Reserve Requirements"	280				
2. Other	238,477,499 290			238,477,499 800	
E. Other	27,902,990 300	\$ 6,618,156 550		34,521,146 810	
4. Receivables from customers:					
A. Securities accounts:					
1. Cash and fully secured accounts	1,598,646 310				
2. Partly secured accounts	320		560		
3. Unsecured Accounts		346,959 570			
B. Commodity accounts	330		580		
C. Allowance for doubtful accounts	(335)	(590)		1,945,605 820	
5. Receivables from non-customers:					
A. Cash and fully secured accounts	340				
B. Partly secured and unsecured accounts	350	600		830	
6. Securities purchased under agreements to resell	98,825,098 360	605		98,825,098 840	
7. Securities and spot commodities owned, at market value:					
A. Banker's acceptances, certificates of deposit and commercial paper	78,475,536 370				
B. U.S. and Canadian government obligations	2,575,675,389 380				
C. State and municipal government obligations	129,213,612 390				
D. Corporate obligations	378,207,621 400				

**FINANCIAL AND OPERATIONAL COMBINED UNIFORM SINGLE REPORT
PART II**

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BROKER OR DEALER BNY MELLON CAPITAL MARKETS, LLC	as of <u>08/31/18</u>
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STATEMENT OF FINANCIAL CONDITION

	<u>ASSETS (continued)</u>		
	<u>Allowable</u>	<u>Nonallowable</u>	<u>Total</u>
E. Stocks and warrants	\$ 71,409,234		410
F. Options	3,908		420
G. Arbitrage			422
H. Other securities			424
I. Spot Commodities			430
J. Total inventory - includes encumbered securities of ... \$	120		\$ 3,232,985,300 850
8. Securities owned not readily marketable:			
A. At Cost	130	\$ 476,749	610 860
9. Other investments not readily marketable:			
..... \$	140		
B. At estimated fair value	450		620 870
10. Securities borrowed under subordination agreements and partners' individual and capital securities accounts, at market value:			
A. Exempted securities \$	150		
B. Other	160	630	880
11. Secured demand notes - market value of collateral:			
A. Exempted securities \$	170		
B. Other	180	640	890
12. Memberships in exchanges:			
A. Owned, at market value	190		
B. Owned at cost		650	
C. Contributed for use of company, at market value		660	900
13. Investment in and receivables from affiliates, subsidiaries and associated partnerships	480	69,449	670 910
14. Property, furniture, equipment, leasehold improvements and rights under lease agreements:			
At cost (net of accumulated depreciation and amortization)	490	3,244,131	680 3,244,131 920
15. Other Assets:			
A. Dividends and interest receivable	8,981,282		500 690
B. Free shipments			510 700
C. Loans and advances			520 710
D. Miscellaneous		21,883,909	530 720
E. Collateral accepted under SFAS 140			536
F. SPE Assets			537
16. TOTAL ASSETS	\$ 3,677,475,455	\$ 32,639,353	\$ 3,710,114,808 940

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BROKER OR DEALER
BNY MELLON CAPITAL MARKETS, LLC

as of 08/31/18

STATEMENT OF FINANCIAL CONDITION
LIABILITIES AND OWNERSHIP EQUITY

<u>Liabilities</u>	<u>A.I.</u> <u>Liabilities</u> *	<u>Non-A.I.</u> <u>Liabilities</u> *	<u>Total</u>
17. Bank loans payable:			
A. Includable in "Formula for Reserve Requirements"	\$ 1030	\$ 1240	\$ 1460
B. Other	1040	1250	1470
18. Securities sold under repurchase agreements.		1260	1,700,092,750 1480
19. Payable to brokers or dealers and clearing organizations:			
A. Failed to receive:			
1. Includable in "Formula for Reserve Requirements"	1050	1270	1490
2. Other	1060	1280	56,368,326 1500
B. Securities loaned:			
1. Includable in "Formula for Reserve Requirements"	1070		1510
2. Other	1080	1290	1520
C. Omnibus accounts:			
1. Includable in "Formula for Reserve Requirements"	1090		1530
2. Other	1095	1300	1540
D. Clearing organizations:			
1. Includable in "Formula for Reserve Requirements"	1100		1550
2. Other	1105	1310	1560
E. Other	1110	1320	325,588,591 1570
20. Payable to customers:			
A. Securities accounts - including free credits of \$ 190,937	950 1120		298,374 1580
B. Commodities accounts	1130	1330	1590
21. Payable to non customers:			
A. Securities accounts	1140	1340	1600
B. Commodities accounts	1150	1350	1610
22. Securities sold not yet purchased at market value - including arbitrage of \$	960	1360	1,191,238,118 1620
23. Accounts payable and accrued liabilities and expenses:			
A. Drafts payable	1160		1630
B. Accounts payable	1170		7,447,528 1640
C. Income taxes payable	1180		942,041 1650
D. Deferred Income taxes		1370	1660
E. Accrued expenses and other liabilities ..	1190		17,309,401 1670
F. Other	1200	1380	1680
G. Obligation to return securities		1386	1686
H. SPE Liabilities		1387	1687

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*Brokers or Dealers electing the alternative net capital requirement method need not complete these columns.

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STATEMENT OF FINANCIAL CONDITION
LIABILITIES AND OWNERSHIP EQUITY (continued)

	<u>Liabilities</u>	<u>A.I.</u> <u>Liabilities</u> *	<u>Non-A.I.</u> <u>Liabilities</u> *	<u>Total</u>
24. Notes and mortgages payable:				
A. Unsecured	\$	1210		\$ 1690
B. Secured		1211	1390	1700
25. Liabilities subordinated to claims of general creditors:				
A. Cash borrowings:				
1. from outsiders	\$ 0970		1400	100,000,000 1710
2. Includes equity subordination(15c3-1(d)) of	\$ 100,000,000 0980			
B. Securities borrowings, at market value: from outsiders	\$ 0990		1410	1720
C. Pursuant to secured demand note collateral agreements:				
1. from outsiders	\$ 1000		1420	1730
2. Includes equity subordination(15c3-1(d)) of	\$ 1010			
D. Exchange memberships contributed for use of company, at market value			1430	1740
E. Accounts and other borrowings not qualified for net capital purposes		1220	1440	1750
26. TOTAL LIABILITIES	\$	1230	\$ 1450	\$ 3,399,285,129 1760
<u>Ownership Equity</u>				
27. Sole proprietorship				\$ 1770
28. Partnership - limited partners	\$ 1020			1780
29. Corporation:				
A. Preferred stock				1791
B. Common stock				1792
C. Additional paid- in capital			228,687,050	1793
D. Retained Earnings			82,142,629	1794
E. Total			310,829,679	1795
F. Less capital stock in treasury			(1796)	1796
30. TOTAL OWNERSHIP EQUITY				\$ 310,829,679 1800
31. TOTAL LIABILITIES AND OWNERSHIP EQUITY				\$ 3,710,114,808 1810

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COMPUTATION OF NET CAPITAL

1. Total ownership equity (from Statement of Financial Condition - Item 1800)	\$	310,829,679	3480
2. Deduct: Ownership equity not allowable for Net Capital			3490
3. Total ownership equity qualified for Net Capital		310,829,679	3500
4. Add:			
A. Liabilities subordinated to claims of general creditors allowable in computation of net capital		100,000,000	3520
B. Other (deductions) or allowable credits (List)			3525
5. Total capital and allowable subordinated liabilities	\$	410,829,679	3530
6. Deductions and/or charges:			
A. Total non-allowable assets from			
Statement of Financial Condition (Notes B and C)	\$	32,639,353	3540
1. Additional charges for customers' and non-customers' security accounts		559	3550
2. Additional charges for customers' and non-customers' commodity accounts			3560
B. Aged fail-to-deliver:			3570
1. number of items			3450
C. Aged short security differences-less reserve of	\$	3480	3580
number of items		3470	
D. Secured demand note deficiency			3590
E. Commodity futures contracts and spot commodities - proprietary capital charges		2,463,627	3600
F. Other deductions and/or charges		7,912,680	3610
G. Deductions for accounts carried under Rule 15c3-1(a)(6), (a)(7) and (c)(2)(x)			3615
H. Total deductions and/or charges			(43,016,219) 3620
7. Other additions and/or allowable credits (List)		1,741,870	3630
8. Net Capital before haircuts on securities positions	\$	369,555,330	3640
9. Haircuts on securities: (computed, where applicable, pursuant to 15c3-1(f)):			
A. Contractual securities commitments	\$	472,675	3660
B. Subordinated securities borrowings			3670
C. Trading and investment securities:			
1. Bankers' acceptances, certificates of deposit and commercial paper		553,879	3680
2. U.S. and Canadian government obligations		9,646,851	3690
3. State and municipal government obligations		6,672,998	3700
4. Corporate obligations		14,018,408	3710
5. Stocks and warrants		10,119,438	3720
6. Options		1,954	3730
7. Arbitrage			3732
8. Other securities			3734
D. Undue concentration			3650
E. Other (List)		27,470	3736 (41,513,673) 3740
10. Net Capital	\$	328,041,657	3750

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COMPUTATION OF BASIC NET CAPITAL REQUIREMENT

Part A

11. Minimal net capital required (6-2/3% of line 19)	\$	3756
12. Minimum dollar net capital requirement of reporting broker or dealer and minimum net capital requirement of subsidiaries computed in accordance with Note (A)	\$	3758
13. Net capital requirement (greater of line 11 or 12)	\$	3760
14. Excess net capital (line 10 less 13)	\$	3770
15. Net capital less greater of 10% of line 19 or 120% of line 12	\$	3780

COMPUTATION OF AGGREGATE INDEBTEDNESS

16. Total A.I. liabilities from Statement of Financial Condition	\$	3790
17. Add:		
A. Drafts for immediate credit	\$	3800
B. Market value of securities borrowed for which no equivalent value is paid or credited	\$	3810
C. Other unrecorded amounts (List)	\$	3820
18. Deduct: Adjustment based on deposits in Special Reserve Bank Accounts(15c3-1(c)(1)(vii))	\$	3838
19. Total aggregate indebtedness	\$	3840
20. Percentage of aggregate indebtedness to net capital (line 19 divided by line 10)	%	3850
21. Percentage of aggregate indebtedness to net capital after anticipated capital withdrawals (line 19 divided by line 10 less item 4880 page 12)	%	3853

COMPUTATION OF ALTERNATE NET CAPITAL REQUIREMENT

Part B

22. 2% of combined aggregate debit items as shown in Formula for Reserve Requirements pursuant to Rule 15c3-3 prepared as of the date of net capital computation including both brokers or dealers and consolidated subsidiaries' debits	\$	31,973	3870
23. Minimum dollar net capital requirement of reporting broker or dealer and minimum net capital requirement of subsidiaries computed in accordance with Note(A)	\$	250,000	3880
24. Net capital requirement (greater of line 22 or 23)	\$	250,000	3760
25. Excess net capital (line 10 less 24)	\$	327,791,657	3910
26. Percentage of Net Capital to Aggregate Debts (line 10 divided by line 18 page 8)	%	20519.97	3851
27. Percentage of Net Capital, after anticipated capital withdrawals, to Aggregate Debts item 10 less item 4880 page 12 divided by line 17 page 8)	%	20519.97	3854
28. Net capital in excess of the greater of: 5% of combined aggregate debit items or 120% of minimum net capital requirement	\$	327,741,657	3920

OTHER RATIOS

Part C

29. Percentage of debt to debt-equity total computed in accordance with Rule 15c3-1 (d)	%	0.00	3860
30. Options deductions/Net Capital ratio (1000% test) total deductions exclusive of liquidating equity under Rule 15c3-1(a)(6), (a)(7) and (c)(2)(x) divided by Net Capital	%		3852

NOTES:

- (A) The minimum net capital requirement should be computed by adding the minimum dollar net capital requirement of the reporting broker dealer and, for each subsidiary to be consolidated, the greater of:
1. Minimum dollar net capital requirement, or
 2. 6-2/3% of aggregate indebtedness or 2% of aggregate debits if alternate method is used.
- (B) Do not deduct the value of securities borrowed under subordination agreements or secured demand notes covered by subordination agreements not in satisfactory form and the market values of memberships in exchanges contributed for use of company (contra to item 1740) and partners' securities which were included in non-allowable assets.
- (C) For reports filed pursuant to paragraph (d) of Rule 17a-5, respondent should provide a list of material non-allowable assets.