

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION

2019-01-24 05:04PM EST
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)

10/01/18 24

AND ENDING (MM/DD/YY)

12/31/18 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 24th day of January 20 19

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							
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STATEMENT OF FINANCIAL CONDITION

as of (MM/DD/YY) 12/31/18 99

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Consolidated 198

Unconsolidated 199

ASSETS

Allowable

Nonallowable

Total

1. Cash	\$ 459,365	200		\$ 459,365	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"	37,840	220			
2. Other	31,955,541	230		31,993,381	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	346,612,800	290		346,612,800	800
E. Other	8,759,827	300	5,465,195	14,225,022	810
4. Receivables from customers:					
A. Securities accounts:					
1. Cash and fully secured accounts	28,681,830	310			
2. Partly secured accounts		320			560
3. Unsecured Accounts			46,697		570
B. Commodity accounts		330			580
C. Allowance for doubtful accounts	(335	(590
5. Receivables from non-customers:				28,728,527	820
A. Cash and fully secured accounts		340			
B. Partly secured and unsecured accounts ..		350			830
6. Securities purchased under agreements to resell	838,107,596	360		838,107,596	840
7. Securities and spot commodities owned, at market value:					
A. Banker's acceptances, certificates of deposit and commercial paper	385,440,364	370			
B. U.S. and Canadian government obligations	2,735,594,430	380			
C. State and municipal government obligations	120,985,866	390			
D. Corporate obligations	173,637,877	400			

FINANCIAL AND OPERATIONAL COMBINED UNIFORM SINGLE REPORT
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BROKER OR DEALER

BNY MELLON CAPITAL MARKETS, LLC

as of 12/31/18

STATEMENT OF FINANCIAL CONDITION

	<u>ASSETS (continued)</u>		
	<u>Allowable</u>	<u>Nonallowable</u>	<u>Total</u>
E. Stocks and warrants	\$ 69,325,835	410	
F. Options	4,297	420	
G. Arbitrage		422	
H. Other securities		424	
I. Spot Commodities		430	
J. Total inventory - includes encumbered securities of ... \$	120		\$ 3,484,988,669 850
8. Securities owned not readily marketable:			
A. At Cost	\$ 130	\$ 440	\$ 1,572,909 610
9. Other investments not readily marketable:			
..... \$	140		
B. At estimated fair value		450	620
10. Securities borrowed under subordination agreements and partners' individual and capital securities accounts, at market value:			
A. Exempted securities \$	150		
B. Other	\$ 160	460	630
11. Secured demand notes - market value of collateral:			
A. Exempted securities \$	170		
B. Other	\$ 180	470	640
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
13. Investment in and receivables from affiliates, subsidiaries and associated partnerships		480	3,033,693 670
14. Property, furniture, equipment, leasehold improvements and rights under lease agreements:			
At cost (net of accumulated depreciation and amortization)		490	3,239,092 680
15. Other Assets:			
A. Dividends and interest receivable	11,876,813	500	0 690
B. Free shipments		510	700
C. Loans and advances		520	710
D. Miscellaneous		530	49,740,211 720
E. Collateral accepted under SFAS 140		536	
F. SPE Assets		537	61,617,024 930
16. TOTAL ASSETS	\$ 4,761,480,281	\$ 540	\$ 63,097,797 740
			\$ 4,824,578,078 940

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BNY MELLON CAPITAL MARKETS, LLC

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STATEMENT OF FINANCIAL CONDITION
LIABILITIES AND OWNERSHIP EQUITY

<u>Liabilities</u>	<u>A.I. Liabilities</u> *	<u>Non-A.I. 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	2,700,224,278 1480
19. Payable to brokers or dealers and clearing organizations:			
A. Failed to receive:			
1. Includable in "Formula for Reserve Requirements"	1050	1270	14,005,275 1490
2. Other	1060	1280	25,829,235 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	371,289,890 1570
20. Payable to customers:			
A. Securities accounts - including free credits of	\$ 168 950 1120		2,079,113 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	1,245,891,160 1620
23. Accounts payable and accrued liabilities and expenses:			
A. Drafts payable	1160		1630
B. Accounts payable	1170		10,490,439 1640
C. Income taxes payable	1180		247,061 1650
D. Deferred income taxes		1370	1660
E. Accrued expenses and other liabilities ..	1190		54,309,027 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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BROKER OR DEALER BNY MELLON CAPITAL MARKETS, LLC	as of <u>12/31/18</u>
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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:			1400	100,000,000 1710
1. from outsiders \$	0970			
2. Includes equity subordination(15c3-1(d)) of	\$ 100,000,000 0980			
B. Securities borrowings, at market value:			1410	1720
from outsiders \$	0990			
C. Pursuant to secured demand note collateral agreements:			1420	1730
1. from outsiders \$	1000			
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	\$ 4,524,365,478 1760
<u>Ownership Equity</u>				
27. Sole proprietorship				\$ 1770
28. Partnership - limited partners	\$ 300,212,600 1020			300,212,600 1780
29. Corporation:				
A. Preferred stock				1791
B. Common stock				1792
C. Additional paid-in capital				1793
D. Retained Earnings				1794
E. Total				1795
F. Less capital stock in treasury			(1796
30. TOTAL OWNERSHIP EQUITY				\$ 300,212,600 1800
31. TOTAL LIABILITIES AND OWNERSHIP EQUITY				\$ 4,824,578,078 1810

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COMPUTATION OF NET CAPITAL

1. Total ownership equity (from Statement of Financial Condition - Item 1800)	\$	300,212,600	3480
2. Deduct: Ownership equity not allowable for Net Capital			(3490)
3. Total ownership equity qualified for Net Capital		300,212,600	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	\$	400,212,600	3530
6. Deductions and/or charges:			
A. Total non-allowable assets from			
Statement of Financial Condition (Notes B and C)	\$	63,097,797	3540
1. Additional charges for customers' and non-customers' security accounts		3,154	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	\$	3460	3580
number of items		3470	
D. Secured demand note deficiency			3590
E. Commodity futures contracts and spot commodities - proprietary capital charges		410,907	3600
F. Other deductions and/or charges		4,000,896	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			(67,512,754) 3620
7. Other additions and/or allowable credits (List)		1,460,602	3630
8. Net Capital before haircuts on securities positions	\$	334,160,448	3640
9. Haircuts on securities: (computed, where applicable, pursuant to 15c3-1(f)):			
A. Contractual securities commitments	\$	1,842,690	3660
B. Subordinated securities borrowings			3670
C. Trading and investment securities:			
1. Bankers' acceptances, certificates of deposit and commercial paper		1,970,077	3680
2. U.S. and Canadian government obligations		13,515,520	3690
3. State and municipal government obligations		5,706,619	3700
4. Corporate obligations		21,453,445	3710
5. Stocks and warrants		18,098,424	3720
6. Options		2,148	3730
7. Arbitrage			3732
8. Other securities			3734
D. Undue concentration		190,652	3650
E. Other (List)		27,961,563	3736
10. Net Capital	\$	243,419,310	(90,741,138) 3740
			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	\$	574,393	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)	\$	574,393	3760
25. Excess net capital (line 10 less 24)	\$	242,844,917	3910
26. Percentage of Net Capital to Aggregate Debits (line 10 divided by line 18 page 8)	%	847.57	3851
27. Percentage of Net Capital, after anticipated capital withdrawals, to Aggregate Debits item 10 less Item 4880 page 12 divided by line 17 page 8)	%	847.57	3854
28. Net capital in excess of the greater of: 5% of combined aggregate debit items or 120% of minimum net capital requirement	\$	241,983,327	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.