

# **Information Circular 08-180**

Date: December 15, 2008

# Re: PowerShares DB Crude Oil ETNs

The securities listed below will commence trading on BATS Exchange, Inc. (the "Exchange") on an unlisted trading privileges (UTP) basis on December 16, 2008. Compliance and supervisory personnel should note that, among other things, this Information Circular is intended to serve as a reminder to deliver a prospectus to customers purchasing the Deutsche Bank AG exchange-traded notes ("Notes") listed below. Please forward this Information Circular to other interested persons within your organization.

Index-Linked Notes	Symbol	CUSIP
PowerShares DB Crude Oil Double Long ETN PowerShares DB Crude Oil Double Short ETN	DXO DTO	25154K882 25154K809
PowerShares DB Crude Oil Long ETN PowerShares DB Crude Oil Short ETN	OLO SZO	25154K866 25154K874

## **Information on the Notes**

Deutsche Bank AG (the "Issuer") has issued certain Notes, including the Notes discussed in this circular based on sub-indices of the Deutsche Bank Liquid Commodity Index (the "Index"). The Notes were priced at \$25 each and mature on June 1, 2038. The Notes are not principal protected and do not pay any interest during their term.

DXO, DTO, OLO and SZO are each based on the total return version of the Deutsche Bank Liquid Commodity Index – Optimum Yield Crude Oil Excess Return (the "Crude Oil Index").

At maturity, holders of the Notes will receive a payment at maturity per Note in U.S. dollars equal to: the Current Principal Amount of the Note times the Index Factor on the Final Valuation Date times the Fee Factor on the Final Valuation Date.

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The index factor for DXO = 1 + TBill Index Return + (2 x Crude Oil Index Return),
The index factor for DTO = 1 + TBill Index return - (2 x Crude Oil Index Return)
The index factor for OLO = 1 + TBill Index Return + Crude Oil Index Return
The index factor for SZO = 1 + TBill Index Return - Crude Oil Index Return
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The final valuation date is May 27, 2038.

On any given day, the fee factor will be calculated as follows: 1 - [investor fee x day count fraction]

The investor fee is equal to 0.75% per annum, calculated daily and applied monthly to the current principal amount.

Please refer to the prospectus for the Notes for additional information on the calculation of returns, fees and details regarding the underlying indices. Additional information regarding the Notes is also available in the Regulatory Information Bulletin made available by the primary exchange, NYSE Arca, Inc. (see RB-08-63, June 17, 2008).

# Risk Factors Related to Investing in the Notes

The Notes are unsecured promises of the Issuer and are not secured debt. The Notes are riskier than ordinary unsecured debt securities. As stated in the prospectus for the Notes, an investment in the Notes includes but is not limited to the following risks: carries certain risks:

- The principal of the securities is not protected and the Notes may lose all or a significant portion of their value:
- Even if the relevant commodity index and TBill index at maturity or upon repurchase by

The Issuer have moved beneficially relative to their initial levels, an investor may receive less than their initial investment in the securities:

- The Commodity Double Short Notes or the Agriculture Commodity Long Notes, any adverse monthly performance will be leveraged, meaning an investor will lose an amount from the current principal amount at a rate of 2% for every 1% of adverse performance of the Agriculture index (subject to any positive return on the TBill index and to application of the fee factor);
- If the current principal amount increases above \$25, any subsequent adverse monthly performance will result in a larger dollar reduction from the current principal amount than if the current principal amount remained constant at \$25:
- If the current principal amount decreases below \$25, any subsequent beneficial monthly performance will result in a smaller dollar increase on the current principal amount than if the current principal amount remained constant at \$25:
- It is possible that the securities will be accelerated and the investment will be lost before the scheduled maturity of the securities;
- There are restrictions on the minimum number of securities that may be offer to the Issuer for repurchase;
- A fee of up to \$0.03 per security will be charged upon a repurchase;
- The market value of the securities may be influenced by many unpredictable factors;
- The Notes return will not reflect the return on a direct investment in relevant commodity index;
- Changes in the Issuer's credit ratings may affect the market value of the securities;
- An investor will not receive interest payments on the securities or have rights in the sub-index components;
- There may not be an active trading market in the securities; sales in the secondary market may result in significant losses;
- Suspension or disruptions of market trading in commodities and related futures may adversely affect the value of the securities;
- Concentration risks associated with the Index may adversely affect the value of the securities;
- Trading by the Issuer and other transactions by the Issuer and/or its affiliates in instruments linked to the sub-indices or index components may impair the market value of the securities;
- The liquidity of the market for the securities may vary materially over time;
- The business activities of the Issuer may create conflicts of interest;
- If a market disruption event has occurred or exists on a valuation date or the final valuation date, the calculation agent can postpone the determination of the index factor for each offering of securities, the maturity date or a repurchase date; and
- The U.S. tax consequences of an investment in the Notes are unclear.

## **Prospectus Delivery**

Members are advised to consult the "Supplemental Plan of Distribution" in the prospectus regarding prospectus delivery requirements.

### **Exchange Rules Applicable to Trading in the Notes**

Trading in the Notes on BATS is subject to BATS equity trading rules.

#### **Trading Hours**

The values of the indexes underlying the Notes are disseminated to data vendors every 15 seconds. The Notes will trade on BATS between 8:00 a.m. and 4:00 p.m. ET. Please note that trading in the Fund's Shares during the pre-opening session may result in additional trading risks which include: (1) lower liquidity in the pre-opening session may impact pricing, (2) higher volatility in the pre-opening session may impact pricing, (3) wider spreads may occur in the pre-opening session. Additional risks may exist during the pre-opening session, when Index's value may not be disseminated.

### **Suitability**

Trading in the Notes on BATS will be subject to applicable suitability rules.

#### **Trading Halts**

BATS will halt trading in the Notes in accordance with BATS Rule 14.1(c)(4). The grounds for a halt under BATS Rule 14.1(c)(4) include a halt by the primary market because the intraday indicative value of the Notes and/or the value of their underlying index are not being disseminated as required, or a halt for other regulatory reasons. In addition, BATS will stop trading the Notes if the primary market de-lists them.

This Information Circular is not a statutory prospectus. BATS Members should consult the registration statement or prospectus for the Notes for additional information.

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