Bank of New York Mellon CORP Form 8-K November 24, 2009

# SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549

#### FORM 8-K

#### **CURRENT REPORT**

Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934

Date of Report (Date of earliest event reported) – November 24, 2009

#### THE BANK OF NEW YORK MELLON CORPORATION

(Exact name of registrant as specified in charter)

Delaware 000-52710 13-2614959 (State or other jurisdiction (Commission (I.R.S. Employer of incorporation) File Number) Identification No.)

One Wall Street
New York, New York

(Address of principal executive offices)

One Wall Street

10286

(Zip code)

Registrant's telephone number, including area code – (212) 495-1784

(Former name or former address, if changed since last report)

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

- Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)
- " Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- " Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
- " Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

#### ITEM 9.01. FINANCIAL STATEMENTS AND EXHIBITS.

#### (d) EXHIBITS.

Exhibit is filed herewith in connection with The Bank of New York Mellon Corporation's Registration Statement on Form S-3 (File No. 333-144261) filed with the Securities and Exchange Commission.

| Exhibit<br>Number | Description                         |
|-------------------|-------------------------------------|
| Number            | Description                         |
| 5.1               | Opinion of Arlie R. Nogay, Esquire. |

#### **SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned thereunto duly authorized.

The Bank of New York Mellon Corporation (Registrant)

By: /s/ Arlie R. Nogay

Name: Arlie R. Nogay
Title: Corporate Secretary

Date: November 24, 2009

# EXHIBIT INDEX

| Number | Description                        | Method of Filing |
|--------|------------------------------------|------------------|
| 5.1    | Opinion of Arlie R. Nogay, Esquire | Filed herewith   |