



## New York Life Access Variable Annuity Performance Summary as of February 28, 2010

**To obtain a copy of the product and funds prospectuses, please contact your NYLIFE Securities LLC Registered Representative or call 1-800-598-2019. Investors are asked to consider the investment objectives, risks, charges and expenses of the investment carefully before investing. Both the product prospectus and the underlying fund prospectuses contain this and other information about the product and underlying investment options. Please read the prospectuses carefully before investing.**

<sup>1</sup> The performance shown is for the indicated classes/shares only. These classes/shares were introduced for new sales on June 2, 2003 (except Fidelity® VIP Mid Cap - Service Class 2 which was added September 8, 2003 as an Investment Division available through the New York Life Access Variable Annuity, Victory VIF Diversified Stock - Class A which was added May 1, 2004 as an Investment Division through the New York Life Access Variable Annuity, Columbia Small Cap Value Fund, Variable Series - Class B which was added November 15, 2004 as an Investment Division through the New York Life Access Variable Annuity, MainStay VP Floating Rate-Service Class, MainStay VP Balanced-Service Class, Royce Micro-Cap Portfolio - Investment Class and Royce Small-Cap Portfolio - Investment Class, all of which were added May 1, 2005 as Investment Divisions available through the New York Life Access Variable Annuity and MainStay VP Conservative Allocation-Service Class, MainStay VP Moderate Allocation-Service Class, MainStay VP Moderate Growth Allocation-Service Class and MainStay VP Growth Allocation-Service Class which were added February 13, 2006 as Investment Divisions available through the New York Life Access Variable Annuity). These classes/shares impose a 12b-1 fee (except CVS Calvert Social Balanced Portfolio, MainStay VP Cash Management, Royce Micro-Cap Portfolio - Investment Class, Royce Small-Cap Portfolio - Investment Class and Van Eck Worldwide Hard Assets Fund). Performance for these classes/shares are lower than the returns for those classes/shares that do not impose a 12b-1 fee. Contact your NYLIFE Securities LLC Registered Representative or call 1-800-598-2019 for more information.

<sup>2</sup> Risk Tolerances are assigned by New York Life. The Investment Divisions are grouped by risk classifications that reflect performance volatility based on Lipper classifications as of December 31, 2008. Lipper is a widely used independent research firm, which ranks mutual funds and other investment companies by overall performance, investment objectives and assets.

<sup>3</sup> The New York Life Access Variable Annuity was re-introduced for new sales on November 15, 2004. Policies issued before this date do not allow additional premium payments to be made. These policyholders can continue to reallocate their current premiums within the New York Life Access Variable Annuity and existing policies will continue to be serviced. Certain Portfolios and Investment Divisions existed prior to this date. The performance for MainStay VP Series Fund, Inc. portfolios are based on the Initial Class Portfolio Inception Date (where applicable). All performance has been modified to reflect Separate Account and Fund annual expenses as if the policy had been available during the periods shown. The New York Life Access Variable Annuity invests in New York Life Insurance and Annuity Corporation (NYLIAC) Variable Annuity Separate Account III.

<sup>4</sup> Performance is calculated as of the initial date a deposit was received in the Investment Division.

<sup>5</sup> Formerly MainStay VP Capital Appreciation Portfolio

<sup>6</sup> On November 20, 2009, the MainStay VP Mid Cap Growth Portfolio merged with and into the MainStay VP Mid Cap Core Portfolio; the MainStay VP Mid Cap Value Portfolio merged with and into the MainStay VP ICAP Select Equity Portfolio; and the MainStay VP Small Cap Growth Portfolio merged with and into the MainStay VP U.S. Small Cap Portfolio (formerly MainStay VP Developing Growth Portfolio)

<sup>7</sup> The S&P 500 Index is an unmanaged index and is widely regarded as the standard for measuring Large-Cap U.S. stock market performance. "S&P 500" is a trademark of the McGraw-Hill Companies, Inc. and has been licensed for use by the MainStay VP S&P 500 Index Portfolio. The MainStay VP S&P 500 Index Portfolio is not sponsored, endorsed, sold or promoted by Standard & Poor's and Standard and Poor's makes no representation regarding the advisability of investing in the MainStay VP S&P 500 Index Portfolio. Investors cannot invest directly in an Index.

<sup>8</sup> New Allocations to the Alger American SmallCap Growth Investment Division will not be accepted from Policyowners who were not invested in the Investment Division as of June 1, 2007.

<sup>9</sup> Formerly Janus Aspen Series Worldwide Growth.

<sup>10</sup> Formerly MainStay VP Total Return Portfolio

<sup>11</sup> **An Investment in the MainStay VP Cash Management Portfolio is neither insured nor guaranteed by the Federal Deposit Insurance Corporation or any other government agency and there can be no assurance that the Portfolio will be able to maintain a stable net asset value. Although the Portfolio seeks to preserve the value of your investment at \$1.00 per share, it is possible to lose money by investing in the Portfolio. The current yield as of February 28, 2010 more closely reflects the Portfolio's earnings than the total return figures shown.**

Historically, certain fees have been assumed or reduced by some of the portfolios. Had these expenses not been assumed or reduced, the total return for these Investment Divisions would have been lower.

New York Life Insurance Company  
New York Life Insurance and Annuity  
Corporation (A Delaware Corporation)  
51 Madison Avenue  
New York, NY 10010

Issuer: New York Life Insurance and Annuity  
Corporation (A Delaware Corporation)

Distributor: NYLIFE Distributors LLC  
Member FINRA/SIPC  
**SMRU 284403CV (exp. 5/30/10)**  
New York Life Insurance and Annuity Corporation,  
NYLIFE Distributors LLC and NYLIFE Securities LLC  
are both wholly owned subsidiaries of New York Life  
Insurance Company.



## New York Life Access Variable Annuity Performance Summary

\*as of February 28, 2010

Investment Divisions <sup>1</sup>	Risk Level <sup>2</sup>	Portfolio Inception Date	Investment Division Inception Date <sup>1</sup>	Average Annual Total Return as of February 28, 2010						
				Month to Date*	Year to Date* (Updated Monthly)	(Updated Monthly)				Since Investment Division Inception <sup>4</sup>
						1 Year <sup>3</sup>	3 Year <sup>3</sup>	5 Year <sup>3</sup>	10 Year <sup>3</sup>	
<b>Equity</b>										
MainStay VP Common Stock - Service Class	High	06/02/2003	11/15/2004	3.17%	-1.01%	46.24%	-8.20%	-1.49%	-2.99%	-1.55%
MainStay VP Growth Allocation-Service Class	High	02/13/2006	02/13/2006	2.96%	-1.49%	47.45%	-6.15%	N/A	N/A	-3.07%
MainStay VP Growth Equity - Service Class <sup>5</sup>	High	06/02/2003	11/15/2004	3.31%	-2.90%	42.09%	-5.64%	-1.11%	-6.15%	-0.88%
MainStay VP International Equity-Service Class	High	06/02/2003	11/15/2004	0.01%	-3.89%	33.48%	-5.42%	2.48%	1.47%	3.25%
MainStay VP Large Cap Growth-Service Class	High	06/02/2003	11/15/2004	4.38%	-2.79%	46.10%	-1.44%	1.42%	-5.25%	2.76%
MainStay VP Mid Cap Core-Service Class <sup>5</sup>	High	06/02/2003	11/15/2004	5.02%	1.48%	61.83%	-8.37%	0.11%	N/A	0.86%
MainStay VP S&P 500 Index - Service Class <sup>7</sup>	High	06/02/2003	11/15/2004	2.95%	-0.90%	50.58%	-7.47%	-1.59%	-2.30%	-1.18%
MainStay VP U.S. Small Cap - Service Class <sup>4</sup>	Highest	06/02/2003	11/15/2004	4.10%	0.86%	56.72%	-2.05%	3.82%	-2.08%	3.23%
Alger American SmallCap Growth -Class S Shares <sup>8</sup>	Highest	05/01/2002	11/15/2004	5.24%	0.75%	62.51%	-5.54%	3.65%	N/A	3.93%
Columbia Small Cap Value Fund, Variable Series - Class B	High	06/01/2000	11/15/2004	4.85%	0.90%	61.47%	-5.62%	0.89%	N/A	1.03%
Dreyfus IP Technology Growth-Service Shares	Highest	12/29/2000	11/15/2004	3.91%	-5.34%	60.38%	-1.92%	1.25%	N/A	1.44%
Fidelity <sup>®</sup> VIP Contrafund <sup>®</sup> -Service Class 2	High	01/12/2000	11/15/2004	2.82%	-1.71%	57.25%	-5.05%	1.20%	0.77%	1.91%
Fidelity <sup>®</sup> VIP Mid Cap - Service Class 2	High	01/12/2000	11/15/2004	3.40%	0.18%	56.21%	-2.85%	2.87%	5.39%	6.64%
Janus Aspen Worldwide Portfolio-Service Shares <sup>9</sup>	High	12/31/1999	11/15/2004	2.41%	-1.86%	56.07%	-8.44%	-1.17%	-7.06%	-1.21%
MFS <sup>®</sup> Research Series-Service Class	High	05/01/2000	11/15/2004	2.70%	-0.85%	50.70%	-4.31%	0.36%	N/A	0.73%
Neuberger Berman AMT Mid-Cap Growth - Class S	High	02/18/2003	11/15/2004	6.31%	0.38%	48.45%	-5.79%	1.90%	N/A	2.95%
Royce Micro-Cap Portfolio - Investment Class	High	12/27/1996	05/01/2005	3.51%	-1.39%	79.42%	-4.93%	2.93%	9.04%	5.33%
Royce Small-Cap Portfolio - Investment Class	High	12/27/1996	05/01/2005	3.17%	0.91%	62.82%	-2.92%	2.51%	9.64%	2.33%
Van Eck Worldwide Hard Assets	High	09/01/1989	05/01/1998	5.14%	-0.17%	64.01%	4.62%	14.07%	14.17%	13.59%
Van Kampen's UIF Emerging Markets Equity Portfolio-Class II	Highest	01/10/2003	11/15/2004	-0.20%	-6.54%	84.21%	-1.86%	8.47%	N/A	11.22%
Victory VIF Diversified Stock - Class A Shares	High	07/01/1999	11/15/2004	2.71%	-0.70%	48.43%	-6.15%	-0.37%	0.22%	-0.35%
<b>Equity and Income</b>										
MainStay VP Balanced-Service Class	Moderate	05/01/2005	05/01/2005	2.11%	1.06%	38.41%	-3.45%	N/A	N/A	0.63%
MainStay VP Convertible-Service Class	Moderate	06/02/2003	11/15/2004	1.46%	-0.92%	46.79%	0.94%	3.40%	0.99%	3.33%
MainStay VP ICAP Select Equity-Service Class <sup>6</sup>	Moderate	06/02/2003	11/15/2004	3.45%	0.68%	54.29%	-5.92%	-0.06%	1.02%	0.31%
MainStay VP Income Builder - Service Class <sup>10</sup>	Moderate	06/02/2003	11/15/2004	1.51%	-0.92%	29.36%	-3.23%	0.49%	-1.52%	0.68%
MainStay VP Moderate Allocation-Service Class	Moderate	02/13/2006	02/13/2006	1.90%	-0.02%	35.03%	-1.52%	N/A	N/A	0.56%
MainStay VP Moderate Growth Allocation-Service Class	Moderate	02/13/2006	02/13/2006	2.42%	-0.77%	42.92%	-3.73%	N/A	N/A	-0.89%
CVS Calvert Social Balanced	Moderate	09/02/1986	05/01/1995	2.95%	0.41%	34.53%	-5.37%	-1.05%	-0.72%	-1.35%
Fidelity <sup>®</sup> VIP Equity-Income-Service Class 2	Moderate	01/12/2000	11/15/2004	2.62%	-0.72%	61.98%	-10.60%	-2.66%	1.29%	-2.24%
Janus Aspen Balanced Portfolio-Service Shares	Moderate	12/31/1999	11/15/2004	2.07%	-0.24%	30.88%	3.32%	5.20%	2.28%	5.18%
MFS <sup>®</sup> Investors Trust Series-Service Class	High	05/01/2000	11/15/2004	2.67%	-0.79%	46.94%	-4.09%	0.63%	N/A	0.98%
MFS <sup>®</sup> Utilities Series - Service Class	Moderate	05/01/2000	11/15/2004	0.85%	-3.85%	42.03%	-2.34%	7.01%	N/A	10.64%
T. Rowe Price Equity Income Portfolio-II	Moderate	04/30/2002	11/15/2004	2.57%	-0.58%	59.47%	-7.93%	-1.43%	N/A	-0.74%
<b>Income</b>										
MainStay VP Bond-Service Class	Moderate	06/02/2003	11/15/2004	0.27%	1.91%	9.31%	4.33%	3.49%	4.42%	3.31%
MainStay VP Cash Management-Current 7-day yield is -1.53% <sup>11</sup>	Low	01/29/1993	05/01/1995	-0.12%	-0.24%	-1.51%	0.50%	1.27%	1.05%	0.97%
MainStay VP Conservative Allocation-Service Class	Moderate	02/13/2006	02/13/2006	1.40%	0.67%	28.95%	0.56%	N/A	N/A	2.09%
MainStay VP Floating Rate-Service Class	Moderate	05/01/2005	05/01/2005	0.14%	1.45%	22.79%	0.18%	N/A	N/A	1.47%
MainStay VP Government-Service Class	Moderate	06/02/2003	11/15/2004	0.11%	1.56%	3.09%	4.27%	3.36%	3.98%	3.18%
MainStay VP High Yield Corporate Bond-Service Class	Moderate	06/02/2003	11/15/2004	-0.01%	1.12%	37.94%	1.52%	3.29%	5.15%	3.57%

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Performance data quoted represents past performance. Past performance is no guarantee of future results. Due to market volatility, current performance may be lower or higher than the figures shown. The investment return and the Accumulation Value of your policy will fluctuate so that a policy, when surrendered may be worth more or less than the premium payment(s). For current to the most recent month-end performance information, please call 1-800-598-2019 or visit [www.newyorklife.com](http://www.newyorklife.com).

All performance reflects the percentage change for the period shown with capital gains and dividends reinvested and includes an annualized Separate Account Expense Charge of 1.55%. A policy service charge of \$40 is not included in these charges, but will be deducted each year from the policy's Accumulation Value on the policy anniversary and upon surrender if on that date the Accumulation Value is less than \$50,000. The performance shown, therefore, would be slightly lower if your policy's Accumulation Value is less than \$50,000.

No Surrender Charges are assessed under the New York Life Access Variable Annuity. Therefore, the values shown are applicable if the policy is surrendered or not surrendered. Withdrawals and surrenders may be taxable transactions, and prior to age 59½, may be subject to a 10% IRS penalty (the penalty tax is increased to 25% in the case of a distribution from a SIMPLE IRA within the first two years of your participation in the SIMPLE IRA plan). The Investment Divisions offered through the New York Life Access Variable Annuity and described herein are different from mutual funds that may have similar names but are available directly to the general public. Investment results may differ.



## New York Life Access Variable Annuity Performance Summary

\*as of December 31, 2009

Average Annual Total Return as of December 31, 2009

(Updated Quarterly)

Investment Divisions <sup>1</sup>	Risk Level <sup>2</sup>	Portfolio Inception Date	Investment Division Inception Date <sup>1</sup>	Average Annual Total Return as of December 31, 2009				Since Investment Division Inception <sup>4</sup>
				1 Year <sup>3</sup>	3 Year <sup>3</sup>	5 Year <sup>3</sup>	10 Year <sup>3</sup>	
<b>Equity</b>								
MainStay VP Common Stock - Service Class	High	06/02/2003	11/15/2004	20.20%	-8.13%	-1.27%	-3.11%	-1.39%
MainStay VP Growth Allocation-Service Class	High	02/13/2006	02/13/2006	25.75%	-5.81%	N/A	N/A	-2.82%
MainStay VP Growth Equity - Service Class <sup>9</sup>	High	06/02/2003	11/15/2004	31.79%	-4.42%	-0.95%	-5.86%	-0.33%
MainStay VP International Equity-Service Class	High	06/02/2003	11/15/2004	17.23%	-4.10%	3.83%	1.26%	4.17%
MainStay VP Large Cap Growth-Service Class	High	06/02/2003	11/15/2004	37.54%	-0.49%	1.25%	-4.14%	3.47%
MainStay VP Mid Cap Core-Service Class <sup>5</sup>	High	06/02/2003	11/15/2004	34.48%	-7.68%	0.22%	N/A	0.60%
MainStay VP S&P 500 Index - Service Class <sup>7</sup>	High	06/02/2003	11/15/2004	24.01%	-7.45%	-1.55%	-2.94%	-1.04%
MainStay VP U.S. Small Cap - Service Class <sup>4</sup>	Highest	06/02/2003	11/15/2004	38.52%	-1.36%	3.16%	-1.81%	3.16%
Alger American SmallCap Growth -Class S Shares <sup>8</sup>	Highest	05/01/2002	11/15/2004	42.86%	-4.79%	3.15%	N/A	3.90%
Columbia Small Cap Value Fund, Variable Series - Class B	High	06/01/2000	11/15/2004	23.07%	-5.83%	0.38%	N/A	0.88%
Dreyfus IP Technology Growth-Service Shares	Highest	12/29/2000	11/15/2004	54.66%	0.27%	1.02%	N/A	2.62%
Fidelity <sup>®</sup> VIP Contrafund <sup>®</sup> -Service Class 2	High	01/12/2000	11/15/2004	33.38%	-4.57%	1.84%	0.99%	2.32%
Fidelity <sup>®</sup> VIP Mid Cap - Service Class 2	High	01/12/2000	11/15/2004	37.60%	-2.42%	3.63%	8.23%	6.79%
Janus Aspen Worldwide Portfolio-Service Shares <sup>9</sup>	High	12/31/1999	11/15/2004	35.29%	-7.50%	-0.91%	-5.77%	-0.87%
MFS <sup>®</sup> Research Series-Service Class	High	05/01/2000	11/15/2004	28.20%	-3.65%	0.56%	N/A	0.94%
Neuberger Berman AMT Mid-Cap Growth - Class S	High	02/18/2003	11/15/2004	29.32%	-4.71%	1.72%	N/A	2.96%
Royce Micro-Cap Portfolio - Investment Class	High	12/27/1996	05/01/2005	55.61%	-3.82%	3.11%	9.39%	5.84%
Royce Small-Cap Portfolio - Investment Class	High	12/27/1996	05/01/2005	33.12%	-2.76%	2.47%	9.87%	2.21%
Van Eck Worldwide Hard Assets	High	09/01/1989	05/01/1998	55.11%	5.60%	16.60%	13.27%	13.87%
Van Kampen's UIF Emerging Markets Equity Portfolio-Class II	Highest	01/10/2003	11/15/2004	67.50%	-0.45%	11.91%	N/A	13.08%
Victory VIF Diversified Stock - Class A Shares	High	07/01/1999	11/15/2004	25.11%	-6.08%	-0.14%	-0.19%	-0.22%
<b>Equity and Income</b>								
MainStay VP Balanced-Service Class	Moderate	05/01/2005	05/01/2005	20.88%	-3.43%	N/A	N/A	0.43%
MainStay VP Convertible-Service Class	Moderate	06/02/2003	11/15/2004	43.47%	1.39%	3.43%	1.85%	3.62%
MainStay VP ICAP Select Equity-Service Class <sup>6</sup>	Moderate	06/02/2003	11/15/2004	27.10%	-6.49%	-0.15%	0.15%	0.17%
MainStay VP Income Builder - Service Class <sup>10</sup>	Moderate	06/02/2003	11/15/2004	21.31%	-2.76%	0.67%	-1.53%	0.88%
MainStay VP Moderate Allocation-Service Class	Moderate	02/13/2006	02/13/2006	22.08%	-1.43%	N/A	N/A	0.59%
MainStay VP Moderate Growth Allocation-Service Class	Moderate	02/13/2006	02/13/2006	26.13%	-3.50%	N/A	N/A	-0.72%
CVS Calvert Social Balanced	Moderate	09/02/1986	05/01/1995	23.37%	-5.50%	-1.22%	-1.16%	-1.41%
Fidelity <sup>®</sup> VIP Equity-Income-Service Class 2	Moderate	01/12/2000	11/15/2004	27.89%	-10.46%	-2.50%	0.02%	-2.18%
Janus Aspen Balanced Portfolio-Service Shares	Moderate	12/31/1999	11/15/2004	23.65%	3.53%	5.04%	2.47%	5.40%
MFS <sup>®</sup> Investors Trust Series-Service Class	High	05/01/2000	11/15/2004	24.61%	-3.91%	0.74%	N/A	1.18%
MFS <sup>®</sup> Utilities Series - Service Class	Moderate	05/01/2000	11/15/2004	30.83%	0.20%	8.29%	N/A	11.76%
T. Rowe Price Equity Income Portfolio-II	Moderate	04/30/2002	11/15/2004	23.32%	-7.75%	-1.31%	N/A	-0.65%
<b>Income</b>								
MainStay VP Bond-Service Class	Moderate	06/02/2003	11/15/2004	5.85%	4.10%	3.05%	4.26%	3.04%
MainStay VP Cash Management-Current 7-day yield is -1.53% <sup>11</sup>	Low	01/29/1993	05/01/1995	-1.49%	0.76%	1.33%	1.14%	1.01%
MainStay VP Conservative Allocation-Service Class	Moderate	02/13/2006	02/13/2006	20.05%	0.51%	N/A	N/A	2.00%
MainStay VP Floating Rate-Service Class	Moderate	05/01/2005	05/01/2005	31.21%	0.06%	N/A	N/A	1.21%
MainStay VP Government-Service Class	Moderate	06/02/2003	11/15/2004	-0.20%	4.09%	2.99%	3.89%	2.97%
MainStay VP High Yield Corporate Bond-Service Class	Moderate	06/02/2003	11/15/2004	40.28%	1.66%	3.17%	5.17%	3.46%

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