

From: R. F. Erskine, Williamsburg, VA

Subject: Electronic Fund Transfers

Comments:

Gentlemen:

My understanding is that two options are being offered RE: Overdraft protection on ATM or Debit Cards: 1. Consumers will be offered the opportunity to "Opt-Out" or 2. Consumers will be offered the opportunity to "Opt In".

If this is accurate, I strongly support option 2.

Option 1 would be considered illegal in any apolitical court of law. The entire basis of contract law is that binding contracts cannot be unilaterally created - which is what Option 1 proposes to do. If I receive an unsolicited \$10 in the mail with a letter requiring me to return the funds or agree to pay \$1 a month to the sender for ten years, I am under no legal obligation to do either. However, this is exactly what Option 1 requires.

By the way, unless I receive a written notice to "Opt Out" signed by the Secretary of the Treasury by 5:00 PM EST on March 27, 2009, the Treasury will have agreed to deliver to my hand \$500.00 USD every Friday thereafter until further notice. In consideration therefore, I agree to pay the legal, Federal Personal Income Tax on the funds received.

Thank you for your support and largess,

R. F. Erskine
Williamsburg, VA