

**From:** "Kevin Beck" <kevin.beck@checkassist.com> on 03/07/2005 08:53:01 AM

**Subject:** Collection of Checks and Funds Transfers Through Fedwire and Availability of Funds

Quick Check Inc is generally in favor of the proposed regulations, with the following exceptions:

- 1) The time limit of 60 days for an item to be returned is too long. The period should be reduced to something less than 30 days, or at maximum within 10 days of the statement date.
  
- 2) There does not appear to be any remedy for the depository bank's customer in the event the consumer challenges an item as being unauthorized. This proposal could lead to abuse by consumers who have "buyers remorse" and falsely dispute legitimate items. Using an ACH style affidavit is not a solution since the affidavit is generally unenforceable.

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