

**From:** Brandon Baller <BBaller@SecNatBank.com> on 07/31/2008 09:20:08 AM

**Subject:** Regulation DD

Dear Ms. Jennifer Johnson –

I would like to take this opportunity to comment on the proposed amendment to Regulation DD, which implements the Truth in Savings Act. It is in my professional opinion that overdraft fees can be avoided by consumers without requiring a specific notice and opt-out followed by repeated periodic opt-out reminders. Although opting out of an overdraft program sounds nice on the cover, by returning a check rather than paying the check and charging a non-sufficient funds fee, the consumer will still have to pay a returned check fee and risk loss of reputation among other things. Several customers have indicated to me that they appreciate the comfort of knowing that if they are standing in a crowded checkout line that their bank will cover them if they are a little short. The alternative of returning their check to the merchant could result in the consumer never being able to write a check to that vender again and face possible criminal charges. The vast majority of our customers regularly manage their accounts to avoid overdrawing them. Our bank offers several overdraft options today without the burdensome compliance exercise of a formal one-size fits-all opt-out requirement.

In addition, the proposal for a partial opt-out of ATM and debit card transactions, while retaining coverage for checks and ACH, is not technically feasible under our processing systems and could not be implemented without numerous exceptions due to processing system complexity. Additionally, it would adversely affect customers who used debit cards for recurring payments.

Lastly, our customers are already overwhelmed and often discouraged by the amount of disclosures they receive and have to sign for on a regular basis. Adding another disclosure will only add additional frustration to banking customers.

Thank you for your consideration.

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