

Subject: Regulation AA

Date: Jul 30, 2008

Proposal: Regulation AA - Unfair or Deceptive Acts or Practices

Document ID: R-1314

Document

Version: 1

Release

Date: 05/02/2008

Name: James R Hartsfield

Affiliation:

Category of

Affiliation:

Address: 4521 Albatross Dr

City: Seabrook

State: TX

Country: UNITED STATES

Zip: 77586

PostalCode:

Comments:

On 7/18/08 I went online to transfer money over from one checking account to my other account to cover a purchase my wife made on 7/17. When I logged on the bank system said I had a Pending balance of (9.00) so I transfered 100.00 into her account giving me a balance of 102.05. This was at about 3:34pm on 7/18. On 7/21 when I logged in I found that a check my wife had written for 88.00 to the state of Texas and the 12.02 purchase from 7/17 had cleared what shocked me was that instead of a 2.03 balance I had a -60.57 balance. I could not believe it because what I saw was a balance of 102.05 at 3:34pm from my deposit and at 3:44pm there was a -25.00 charge preceeding the Check for 88.00 leaving me a balance of -10.95. Following that were 2 additional -25.00 charges for Premium OD Usage leaving me with balance of -60.95. Then the bank transfered .38 from my savings to my checking for a fee of 5.00 giving me a balance of -60.57. When the 12.02 processed I was charged an another -25.00 for a Premium Usage Fee. On 7/22 I went to the bank to voice my complaint about 4 Overdraft charges and a transfer fee (Totaling 105.00) when according to the online system and its time stamp I was never negative before the OD charges began to process sending me negative. I was in essence charged 25.00 for a pending

negative balance. They only refunded me 50.00 of the 105.00 they charged me for the 100.02 transactions. The bank this happened at was Texas Bay Area Credit Union <http://www.tbacu.org/> where I have been banking at for the last 25 years. I have printed copies to back this up and you can contact me at jamesh@jcassociate.net if needed. I voice this because I saw a article on our local new website that you were wanting feed back on the unfair practices of over draft fees. I feel this is unfair and that regulations need to be in place to keep this from happening to anyone else. Thank you for listening. Sincerely
James Hartsfield