

**From:** Jim Oldfather <joldfather@gmail.com>  
**Sent:** Wednesday, January 20, 2010 10:01 PM  
**To:** secretary <secretary@CFTC.gov>  
**Subject:** Regulation of Retail Forex - RIN 3038-AC61

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To Whom It May Concern,

I am writing in regards to the new purposed regulation on the Retail Forex market (RIN 3038-AC61). As I understand, the proposal is to change the leverage in retail forex customer accounts to a 10-to-1 limitation, which means 10:1 leverage would be the maximum amount allowed for all Forex traders in the U.S. I think this puts the individual retail trader like myself at more risk.

To give you a quick background...I am an individual trader in the Forex market, full time employee at an IT company, father and husband. I think it is an absolute mistake to lower the leverage on the retail Forex trader population. I only have ONE reason and it is this. The reason is because higher leverage allows me to put less money with a broker that could go out of business! It means LESS RISK to me as a hard-working individual trader.

Put another way, if I have \$10,000 balance I can trade with, I do not have to deposit the entire \$10,000 amount with the broker if I have the current high leverage. With high leverage, I only need to send in \$5,000 to the broker and it allows me to put the other \$5000 in my safe FDIC savings account. If the 10:1 lower leverage gets put into place, I now have to send my full \$10,000 to the broker to trade and that puts more of my hard earned money at risk. The irony of the situation is I truly never even use leverage as high as 10:1 because I don't send all my trading money to the broker. As stated before, I put that money that is not needed, into an ING Direct savings account and collect my 2-3% in interest. This model lowers my risk. I'm being redundant on purpose to make my point and make sure I'm explaining clearly because it is very important to me.

If you need clarification on anything I said please follow-up with me as I will clarify. Thanks for your time.

Regards,

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