**From:** Adrian Gaudencio Ababa <ababa.adrian@yahoo.com>
**Sent:** Thursday, January 21, 2010 10:47 AM
**To:** secretary <secretary@CFTC.gov>
**Subject:** Regulation of Retail Forex

Dear Sir / Madam,

RE: **RIN 3038-AC61**

I'm writing with regards to the the issue above.
i commend on the CFTC's work to protect the small investors/retail traders like us.
& yes, some of the suggested changes would provide some protection.

unfortunately, with regards to clause on leverage, i strongly believe will work towards the detriment of the US economy.
As part of the proposed regulations, it is stated: "leverage in retail forex customer accounts would be subject 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.
An example below illustrates this:

| Maximum Leverage under Current Regulations | Maximum Leverage under Proposed CFTC Changes |
|---|---|
| USD/CHF | USD/CHF |
| 100:1 leverage (one percent) | 10:1 leverage (10 percent) |
| 1 lot (100,000) | 1 lot (100,000) |
| Margin requirement: $1,000 | Margin requirement: $10,000 |

based on the example above, a lot of small investors will not be able to learn how to trade & invest in Forex effectively.
most traders learn the ropes of the trade by starting with small accounts & as they mature & progress, they start trading in larger accounts.
but based on this suggested clause, it will force all the Forex trade business out of America & into the other parts of the world to America's detriment.

I stand behind the belief that an individual should be given the freedom and right to choose the amount of leverage that is appropriate for that individual's desired risk, and that this basic principle of 'choice' is in jeopardy by the proposed CFTC regulations.
please re-consider this clause.

Best regards,
adrian ababa