

From: secretary <secretary@CFTC.gov>
Sent: Thursday, April 8, 2010 7:54 AM
To: Metals Hearing <metalshearing@CFTC.gov>
Subject: FW: Position Limits on Futures and Options Trading in the Metals Markets

From: Jason Yee [mailto:jyee2001@hotmail.com]
Sent: Thursday, April 08, 2010 1:34 AM
To: Metals Hearing
Cc: secretary; Jason Yee
Subject: Position Limits on Futures and Options Trading in the Metals Markets

Dear Sir,

Many thanks for allowing public opinion on this topic and publicizing the hearing of March 25, 2010.

I fully support adoption of position limits on all metal futures trading on the COMEX which includes the trading of gold, silver, etc. so as to ensure proper and orderly efficient function of the markets and pricing. I also support extension of these same limits for all players including hedgers/custodians regardless and can not understand why exemptions would even be considered since the intent is to price discovery without any manipulative distortions by any player.

While there may be debate about how and what these position limits should be, as a rule the CFTC can adopt a 5% limit of total open contracts as a precursory maximum on both gross long contracts and gross short contracts. All concentrated holdings in excess of the 5% gross contract limit rule will warrant prompt investigation and/or liquidation per market practice. While debate will rage on whether this limit should apply to net position instead, the intent of the 5% gross rule is to ensure no manipulative concentrated position on both long and short sides to mitigate any market disturbance and so-called black swan low probability events. No exception should be granted to any hedgers – albeit true producers with metal productions expected in the future or those who are profiting from arbitrage/trading. Again, the intent is to place a cap to circumvent any excessive concentrated positions that may lead to high risky events eg., COMEX shutdown and unethical manipulative practices that can arise from some of the more dominant players with larger exposure and conflicting interest.

I understand that some major players hold excessive concentrated short positions in COMEX gold and silver now and in the past that deserves immediate attention. I also understand that no recourse has been made by the regulators for these companies to liquidate and reduce excessive concentrations down to a safer non-manipulative size especially after the takeover of Bear Stearns. I also read about some London whistleblower with concrete proof of silver metal price manipulation in the past [and ahead in the future] but no action had been taken to investigate.

I am hopeful that the CFTC will do the right thing by instigating non-manipulative position limits (of about 5% on total open contracts) given their role as entrusted regulator or cop while bringing back the public and international community's confidence with the US officials and markets. Damage to the USA must be restored by the US officials in charge promptly without any long drawn process (eg., Madoff, silver manipulation) to provoke no further mistrust with the government officials, US companies and American people.

Regards,
J. Yee, CPA, FRM, CFE