

David A. Stawick, Secretary  
Commodity Futures Trading Commission  
Three Lafayette Centre  
1155 21st Street, NW  
Washington, DC 20581  
United States  
[www.cftc.gov](http://www.cftc.gov)

Chris Barnard  
Germany

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- **17 CFR Parts 23, 37, 38 and 39**
- **RIN Number 3038-AC98**
- **Requirements for Processing, Clearing, and Transfer of Customer Positions**

Dear Mr. Stawick.

Thank you for giving us the opportunity to comment on your notice of proposed rulemaking: Requirements for Processing, Clearing, and Transfer of Customer Positions.

You are proposing regulations to implement Title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act (Dodd-Frank). Proposed regulations would establish the time frame for a swap dealer (SD), major swap participant (MSP), futures commission merchant (FCM), swap execution facility (SEF), and designated contract market (DCM) to submit contracts, agreements, or transactions to a derivatives clearing organization (DCO) for clearing. Proposed regulations also would facilitate compliance with DCO Core Principle C (Participant and Product Eligibility). The Commission is further proposing related regulations implementing SEF Core Principle 7 (Financial Integrity of Transactions) and DCM Core Principle 11 (Financial Integrity of Transactions). Additionally, the Commission is proposing a regulation to implement DCO Core Principle F (Treatment of Funds).

I fully support these proposals, which are long overdue. Uncleared swaps clearly contribute to and accentuate market, credit, liquidity and other risks, and delays in clearing swaps of up to a week are absolutely unacceptable. I have experience of work involving dynamic hedging of open risks, and even an overnight risk is considered, quantified and mitigations put in place. I cannot accept delays of more than one business day for clearing swap positions, and

Please note that the comments expressed herein are solely my personal views

thankfully the proposals would act to strengthen oversight and regulation in this arena, to the improvement of transparency, reduction of associated risks and promotion of market integrity, all as envisaged under Dodd-Frank.

Furthermore, I support the principles-based wording that is proposed for clearing and other activities, for example “prompt and efficient”, “as soon as technologically practicable”, “immediately” and “promptly”. This will allow improvements in timing due to future technological and process improvements and efficiencies. However, to be clear, I would recommend an overriding maximum delay of one business day for entities involved in clearing, processing and transferring positions.

Yours sincerely

Chris Barnard