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VIA ELECTRONIC MAIL

Regulation Comments
Chief Counsel's Office
Office of Thrift Supervision
1700 G. Street, N.W.
Washington, DC 20552
Attn: 2004-06

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To Whom It May Concern:

Our firm represents several unitary savings and loan holding companies. Some of these holding companies have family trusts which are shareholders, and which have been designated by the OTS as top-tier holding companies. We have reviewed the proposal by the OTS to revise its rules to substitute an assessment on top-tier savings and loan holding companies ("SLHC"), in lieu of examination fees charged in the past. Based upon our review, it appears that such fees would be imposed on family trusts which own or which are part of a control group which owns 10% or more of the SLHC, and where these trusts have been designated a SLHC by the OTS. Where the assessments would be made against the unitary holding company itself and against each trust the combined fees paid by this group of top-tier holding companies would bear no resemblance to the expenses incurred in supervising these entities. Should the OTS persist in their efforts to impose these fees against family trusts in control groups, we fear that the expense to the trusts would likely result in the transfer of shares by the trusts to the beneficiaries and defeat the estate planning efforts of these beneficiaries.

We encourage the OTS to exempt such trusts from the proposed assessments.

Sincerely,

IGLER & DOUGHERTY, P.A.

Herbert D. Haughton

HDH/mg