From: Margaret L. Smith, Fairplay, CO

Subject: Electronic Fund Transfers

Comments:

Date: Mar 26, 2009

Regulation E - Electronic Fund Transfers Proposal: Document ID: R-1343 Document Version: 1 Release Date: 12/18/2008 Name: Margaret L Smith Affiliation: Category of Affiliation: Address: City: Fairplay State: CO Country: UNITED STATES 80440 Zip: PostalCode:

## Comments:

No bank should be allowed to charge a fee for an ATM or debit card overdraft unless the bank first notifies the customer (1) that the transaction will produce an overdraft, and (2) the amount of the fee that will be incurred. In addition, any "overdraft protection program" should be limited to those customers who have opted in.