From: Earl Sanders [mailto:ewsiii@sprynet.com] Sent: Thursday, August 14, 2008 10:46 AM

To: EBSA, E-ORI - EBSA

Subject: fee disclosure proposed regs

Short and sweet:

Specific provision should be made for disclosure of <u>M&E charges</u> in variable annuity contracts sold as investment vehicles for 401(k) Plans.

As one in the small plan trenches, I can say without exaggeration, over 90% of plan sponsors have no idea what this is or that they are paying it. Without exaggeration. Way over 90%.

Thank you

Please let me know if you have any questions.

Earl Sanders PENSION METRIX 450 Mission Street, Suite 210 San Francisco, CA 94105 Tel: 415.242.8686 - direct

Tel: 415.242.8686 - direct Tel: 415.242.8690 - main

Fax: 415.896.2428 - NEW FAX NUMBER

ewsiii@sprynet.com