

Sent: Tuesday, August 12, 2008 5:26 PM
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To the Commissioners:

Since the re-opening of the comment period, over a month ago, I have been following the recent developments of the naked shorting issue. Unfortunately, so far, results have been scarce and mainly of cosmetic nature.

The 'grandfather' clause has been lifted but whether market makers should be exempted (!?) from the Fail to Deliver rule is still causing great controversy. Sadly, it looks like the recent bank crisis has done more to bring the shorting (legal or illegal) problem to the Market Regulators' as well as the media and public's attention, than years of tireless efforts by frustrated business people and private investors who had lost tons of money or their companies to naked shorting.

The bottom line is that we are not yet out of the tunnel. As I read in the financial news, today is the last day of the two weeks shorting ban. The SEC is now expected to propose a formal rule. Hopefully, it will be a definitive solution and equal for all who operate in the stock market.

On a more personal level, as one of about 50,000/60,000 **naked shorted CMKX shareholders**, I am also very much concerned by the absurd situation in which we have all been stranded over the last 3-4 years. After being delisted from the Pink Sheets Market in 2005, a Task Force was set up by the Company to require all shareholders to pull and submit their Certificates proving their stock ownership. Over the following several months, certificates were submitted to cover, according to the Task Force, almost 700 billions of outstanding shares. This however was the Task Force's last report before it was dismantled in 2006. According to unofficial sources, the number of Failed to Deliver had been estimated at **1.3 trillion shares!**

From this point on, with the Company reduced to an empty box releasing irrelevant news, CMKX shareholders have only been able to feed on the underground information available from the newsgroups on the Internet. These have been around, mostly in the penny stock chat rooms, since CMKX came to the market in 2002. Although most of the contributors are obviously shareholders, some of them with respectable professional backgrounds, great Due Diligence capabilities and even sometimes claiming 'reliable' personal informants, they can only be taken for their personal opinions.

The prevailing conviction among the international participants of these newsgroups is that, based on its valuable mining assets, CMKX has negotiated for months and has been paid a congruous settlement by the naked-shorters and/or Institutions and that this money is deposited in a Trust, awaiting to be distributed to the bona fide shareholders as a compensation for the suffered financial damage by the NSS. Several well known professionals, public figures and Government Agencies have been involved with the investigations and negotiations. Trials have been celebrated and sentences pronounced against the wrong doers.

As of today however, CMKX shareholders have been totally ignored by the official Authorities who left them at the mercy of the fanciest rumor mongers and bashers. Timelines after timelines for payment have been promised, over the last two years, by self appointed gurus who, under one nickname or the other, claim to have the right hook up with highly located informers, always ending with a no show and renewed hopelessness.

This cruel game cannot go on! On account of the Certificate pull and naked shorting claim, accountable Institutions, namely SEC, DTCC or other **must speak out whatever the truth**, and let the CMKX

shareholders know where they stand and how they got there over the last 4-5 years. Nobody has the right to play with the hopes and anxieties of honest people for such a long time, much less with the money of mainly small investors.

Sincerely,
F.S.