

**Office of Regulations and Interpretations  
Employee Benefits Security Administration  
Attn: Investment Advice Class Exemption  
Room N-5655, U.S. Department of Labor**

**Re: Testimony of Marcia Wagner at recent hearing concerning class exemption for investment advice**

**To whom It may concern,**

**Please check the returns of IRAs sponsored by Merrill Lynch as compared with their taxable accounts over the last 20 years before you publish a final exemption.**

APPROVED  
FOR SIGNATURE  
2008 NOV 20 PM 5:03