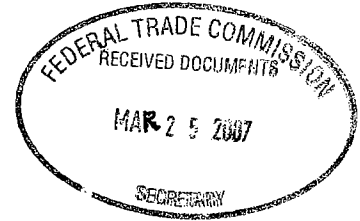

From: Bob deluca
Posted At: Sunday, March 25, 2007 5:15 PM
Conversation: Kmart Gift Card proposed settlement
Posted To: Secretary

Subject: Kmart Gift Card proposed settlement



I am writing based on an article I read in the Washington Post Business section on March 25, 2007. In it, it discussed a proposed settlement the FTC has with Kmart of basically only refunding money to consumers who still have the card number.

I never had a Kmart gift card, but I have had others that basically went useless after monthly fees were applied. There was no reason to hang on to a card that has zero balance. I can't imagine any more than 5% of people being able to provide a card number for a refund.

I side with Pamela Jones Harbour and Jon Leibowitz from the FTC who both think Kmart should give up ALL the money it collected on unredeemed cards. They shouldn't be unjustly enriched by the money they 'stole' off consumers - the retroactive imposition of fees is just unconscionable. Please don't let them get away with this.

I think that amount of those fees they collected that can't be tracked back to the original consumer should be totaled and K-mart should create \$25 gift cards that it will distribute in a random drawing to consumers - k-mart could collect names at their stores and/or on the internet and then conduct a drawing. K-Mart should bear the full cost (advertising, handling and mailing) of this as they were totally in the wrong and they shouldn't use consumer's money to offset their expenses.

Thanks for reading this,
Bob DeLuca

VA