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September 22, 2010

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*By electronic delivery to: [OverdraftComments@fdic.gov](mailto:OverdraftComments@fdic.gov)*

Federal Deposit Insurance Company  
550 17<sup>th</sup> Street, N.W.  
Washington, D.C. 20429-9990

RE: Overdraft Payment Programs and Consumer Protection, FIL-47-2010

Ladies and Gentlemen,

The First National Bank of Eagle Lake appreciates the opportunity to comment on the Federal Deposit Insurance Corporation's (FDIC) expectations for management and general oversight of automated overdraft protection programs. We are a \$92 million bank that has been in the community for over 105 years. We employ forty-six people and serve the banking needs of approximately 4,800 people in the general area. We are able to retain these customers because of the customer service we provide them. If these customers felt as though our bank were taking advantage of them, they would certainly take their business elsewhere and we would no longer be their bankers.

The proposal to require the tracking of six overdrafts in a rolling 12-month period is an arbitrary number that is counter to the existing Reg. DD requirements that call for banks to provide overdraft information to customers on a year-to-date basis. Is there any way the FDIC can introduce the notion of discretion in the monitoring of the six overdrafts in a rolling 12-month period requirement?

In addition, will all FDIC examiners have the same definition of appropriate daily limits on customer costs? If this is the direction in which the FDIC is moving, it should clearly define appropriate daily limits.

The majority of our customers make sound financial decisions and, for those who do not, we already work with them to get them into the product that best fits their financial needs. We believe that many of the statements included impose new regulatory requirements that will impose significant new costs and burdens with little or no consumer benefit. Once again, we appreciate the opportunity to comment on these important issues.

Sincerely,

Sam Kana  
President/CEO

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