



September 21, 2010

Federal Deposit Insurance Corporation

550 17th Street NW
Washington, D.C. 20429-9990

Re: FIL-47-2010

Dear Sir or Madam:

The purpose of this letter is to express my strong opposition to the proposed overdraft guidance. I am Chairman and Chief Executive Officer of a bank with \$270,000,000 in assets that has been in this community for 4.5 years. We employ over 70 people and serve the banking needs of approximately 3,500 people in this area. We retain our customers because of the customer service we provide them. If they felt as though we were taking advantage of them, we would certainly no longer be their banker.

Please note that the six overdrafts, in a rolling 12-month period, requirement is an arbitrary number that is counter to existing Reg. DD requirements that require us to provide overdraft information to our customers on a year to date basis. I also have a concern with consistency whether FDIC examiners will have a uniform interpretation of "appropriate daily limits on customer costs." This is very subjective language. If this is to be enforced, "appropriate daily limits" should be clearly defined.

The vast 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. Having to council them repeatedly every six months will be seen as harassment by many customers and may harm our relationship with these customers.

Finally, we are a for-profit institution and contractually agree with our customers when and to what extent fees will be charged. It deeply concerns me that we would be restricted in the fees we could charge customers for services they want, agreed to, and willingly undertake. Please be mindful of unintended consequences. If undertaken, these provisions will undoubtedly lead to the elimination of many "free" checking accounts and a reduction in services.

I appreciate your providing me with the opportunity to comment on this matter and I hope the FDIC will reconsider the promulgation of this guidance. Please feel free to contact me if you would like to discuss my concerns. I can be reached at 713.502.2167 or at Duncan@TexasCitizensBank.com.

Sincerely,

Duncan W. Stewart
Chairman and Chief Executive Officer
Texas Citizens Bank, N.A.

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