



October 1, 2008

Robert Lynch  
Managing Member  
Aristeia Capital, L.L.C  
136 Madison Ave  
3<sup>rd</sup> Floor  
New York, NY 10016

Dear Mr. Lynch,

We understand that Aristeia Capital, L.L.C. is petitioning the Securities and Exchange Commission (SEC) for an exemption to the emergency actions to prohibit short selling of companies in the financial sector. We are a SEC registered investment advisor and an active participant in the convertible securities market. This letter is in support of Aristeia's petition to the SEC. We support an exemption that would allow holders of convertible securities to sell short stocks in order to mitigate equity price risk. We believe that the Financial Services Authority in the U.K. has provided a model for the exemption that the SEC should adopt. The failure to include such an exemption to the short selling prohibition makes unavailable an important source of financing when capital is scarce and could have a dramatic and disastrous affect on corporate America.

Kind regards,

A handwritten signature in cursive script, appearing to read 'Martin Kalish', is written over a horizontal line.

Martin Kalish  
Chief Financial Officer