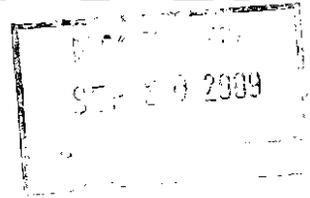




U.S. Securities and Exchange Commission



**Submit Comments on File No. S7-10-09
Facilitating Shareholder Director Nominations**

Complete this form to submit your comments. Fields marked with an asterisk (*) are required.

Important: All comments will be made available to the public. Comments sent via online form or e-mail, will be posted on our website. Comments sent via paper will be converted to PDF and then posted on our website. We do not edit personal identifying information from submissions; submit only information that you wish to make available publicly.

If you would like to submit Microsoft Word, PDF, or WordPerfect files as your comments or as supplementary materials to your comments, you will be able to do so on the next page.

* First Name daniel

Middle Initial w

* Last Name roberts

Suffix (if any)

examples:

- Jr.
- Ph.D.
- CPA
- Esquire

Professional Affiliation (if any) ceo, roberts & ryan investments inc.

examples:

- Professor of Economics, University of Providence /or/
- Markets Section Chair, Association of Professional Accountants /or/
- CEO, Acme Widget Company

City san francisco

State / Province California

Country United States

* Email address

Your email address will not be published on the web site droberts@robertsryan.net
example: name@domainname.domain

We couldn't get the email to go so here is hand ce Dan

* Comments:

If you are submitting your comment in an attached file, put the words "Comments attached" in the text box. You will be able to attach up to 3 documents after you click "continue."

i write this letter in answer to your request for comment about proposed rule 33-9046: shareholder access to board nominations/elections via proxy. in your most recent treatment on the issue of stakeholder/shareholder influence upon board of directors via alternate nominations for board seats via proxy contests, the sec commissioners stand for increased possibilities that the stakeholders/shareholders would place on the ballot alternative nominees in addition to those nominated by the board nominating committee. i for one encourage wider direct board access for shareholders/stakeholders as they are the business owners so should have their voices heard. however this recent position regarding shareholder access to board elections stands in opposition to an earlier sec initiative (in the nasd and nyser merger and bylaw ammendments) which removed one vote for each member for each seat on nasd board of governors. instead of broadening the powers of the stakeholders/shareholders of nasd, the sec restricted membership voting to that of a minority of the board versus all open board seats. please

Continue

reconsider the merger action with your recent posture on open access to Board nominees/voting

<http://www.sec.gov/cgi-bin/ruling-comments>

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