

The heck you say. Shorting Pink Sheets, read.
Huston11-10-2005, 02:53 PM
Tell the SEC what you think of the ilco shorts,

I am writing to alert you of a very important rule change that is needed to improve the OTC marketplace. I need your help to make regulators turn on the lights and protect investors from the menace of hidden short selling in the OTC market.

I think you'll agree that this issue deserves the small amount of your time it will take for you to tell the SEC what you think about this issue.

As Chairman & CEO of the Pink Sheets, I know perhaps better than anyone the importance of improving the Pink Sheets and OTCBB trading. And I know the devastating impact that small companies face when their market is tarnished by the threat of manipulation.

There is a crisis facing the OTC market today in the lack of short sale position reporting and disclosure for OTC issues. This lack of transparency regarding short selling in the OTC market allows fraudulent acts to go undiscovered and manipulative short sellers to hide.

I believe regulators should fix the problem. Small issuers traded on the Pink Sheets and the OTCBB deserve the same transparency and regulatory oversight of short selling as those listed on Exchanges or NASDAQ.

Therefore, Pink Sheets has petitioned the SEC to cause the amendment of NASD Rule 3360 and require NASD broker dealers to maintain a record of total "short" positions in all customer and proprietary firm accounts in all publicly traded equity securities as well as report this information to the NASD for public dissemination of the short positions by security. The SEC's action is urgently needed to prevent fraudulent acts, expose market manipulation, promote fair principles of trade and protect investors.

Our full rule change request is available for you to read at: <http://sec.gov/rules/petitions/petn4-500.pdf> and comments by other concerned OTC market participants are available at: <http://sec.gov/rules/petitions/4-500.shtml>

But I cannot make this important rule change happen without your help. Thus I'm asking you to write a letter today, and voice your support to the SEC for the Pink Sheets' Request for Rulemaking Regarding Member Records of "Short" Positions and Reporting and Public Dissemination.

So please send your comments via Email to: rule-comments@sec.gov with a Cc: copy to: pubcom@nasd.com

Or, if it's more convenient, you can mail your comments to:

Jonathan G. Katz
Secretary, Securities Exchange Commission
450 Fifth Street, N.W.
Washington, D.C. 20549

With a copy to:

Barbara Z. Sweeney
Senior Vice President and Corporate Secretary, NASD
1735 K Street, NW
Washington DC 20006-1500;

Either way, your Email or letter should refer to SEC File No. 4-500. Request for Rulemaking Regarding Member Records of "Short" Positions and Reporting and Public Dissemination of Aggregate Positions by Security.

I know I'm asking you to do a lot. But it's important that we make the OTC market transparent and fairly regulated. I think you'll agree that this issue deserves the small amount of your time to tell the SEC what you think about this issue.

Remember, the only way to succeed in achieving this rule change is through the public outcry of investors demanding the SEC make this needed improvement to the OTC markets, and there is no substitute for your personal voice in this debate. This important rule change is not going to happen if you remain silent.

So please, don't rely on others to get the job done. Write your Emails or letters today. Together, we must win this battle and convince the SEC not to treat the OTC secondary markets for small companies as second class citizens.

Without this rule change investors and securities regulators will be blind to any short selling activity in Pink Sheets and OTCBB stocks. The SEC needs to know that the lack of short sale information in your securities is unacceptable and demand they change NASD Rule 3360 immediately.

I'm asking for your help to improve this critical part of the securities market, so that companies like yours will be traded in transparent, efficient and well regulated OTC markets. Please do your part by writing your Email or letter today. Every voice counts in the debate, and yours could be the one that puts us over the top.

Thank you for your time and help in this fight.

Sincerely,

R. Cromwell Coulson
Chairman & CEO

P.S. We can only succeed in making these rule changes with your help. So please, take action today. And once again, thank you very much for your help.

Note: To comment to the SEC via Internet, use rule-comments@sec.gov with a Cc: copy to: pubcom@nasd.com

File No. 4-500. Request for rulemaking regarding member records of "short" positions and reporting and public dissemination of aggregate positions by security.

SEC Public Petition page: <http://sec.gov/rules/petitions.shtml>

Pink Sheets request is available at: <http://sec.gov/rules/petitions/petn4-500.pdf>

Comments by other concerned OTC market participants are available at: <http://sec.gov/rules/petitions/4-500.shtml>

Huston11-10-2005, 02:54 PM
FOR IMMEDIATE RELEASE:

Short Interest Reporting in Pink Sheets Securities Coming Soon!

New York, NY, November 7, 2005 -- On Thursday, November 4, 2005, the SEC published for comment a proposed rule change to amend NASD Rule 3360 to expand the short interest reporting requirements to over-the-counter ("OTC") equity securities, including securities quoted on the Pink Sheets. The full text of the proposed rule change is available in the Federal Register or online at: <http://www.smartpdf.com/register/2005/Nov/03/66875A.pdf>.

In January 2005, Pink Sheets petitioned the SEC to cause the amendment of NASD Rule 3360 (<http://sec.gov/rules/petitions/petn4-500.pdf>). Under the current rule, NASD members are only required to maintain such records and make reports regarding securities included in listed on Nasdaq or on a national securities exchange. This excludes OTC equity securities, thereby denying investors and the markets for these instruments the protections of transparency and regulatory oversight provided by Rule 3360.

NASD will announce the effective date of the proposed rule change in a Notice to Members to be published no later than 60 days following Commission approval. In recognition of the technological and systems changes the proposed rule

change may require, the effective date will be 90 days following publication of the Notice to Members announcing Commission approval.

<http://www.superiorinvestor.net/archive/index.php/t-1108.html>