

Chairman  
Assembly Judiciary Committee

ES107531

**MARK D. GUNDRUM**

402

*Capitol Office*

P.O. Box 8952  
Madison, WI 53708-8952  
(608) 267-5158 • Toll-Free: (888) 534-0084  
Fax: (608) 282-3684  
Rep.Gundrum@legis.state.wi.us

STATE REPRESENTATIVE

*District Office*

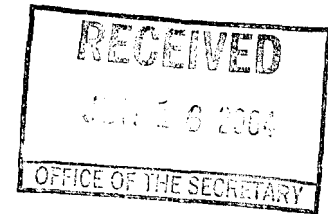
5239 S. Guerin Pass  
New Berlin, WI 53151  
Telephone/Fax: (414) 425-2596

June 1, 2004

Chairman William H. Donaldson  
U.S. Securities and Exchange Commission  
450 First Street, NW  
Washington, DC 20549

**RE: Rule #S7-1-04**

S7-10-04



Dear Chairman Donaldson:

As a State Representative in the Wisconsin State Legislature, I take great interest in any regulatory reform effort that could have a positive impact on our state and my constituents. Reforming the outdated "trade through" rule is one such regulatory reform that could help modernize our national securities markets to benefit large and small investors. I support the Commission's efforts to allow investors to "opt-out" of the "trade through" rule.

This rule change will increase market efficiency by promoting those markets that are not fully automated to update their trading systems thereby promoting investor freedom while still protecting investor choice. The Commission's decision to expand the power of investors to determine how their order is executed and which factors should be considered in that execution is an important part of this regulatory reform. The ability to opt-out of the rigid definitions of the "trade through" rule will improve investor freedom while preserving the important protections for investors.

As the public comment period on Rule #S7-1-04 comes to an end, I applaud your efforts to ensure that investors continue to have a real choice in their investment decisions and to keep the flexibility that the proposed opt-out provision would provide.

Sincerely,

*Mark D. Gundrum*

Mark D. Gundrum  
State Representative  
84<sup>th</sup> Assembly District