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SR-NASD-2005-032

LESTER M. SMITH
8524 Britannia Dr.
Fort Myers, FL 33912-7019

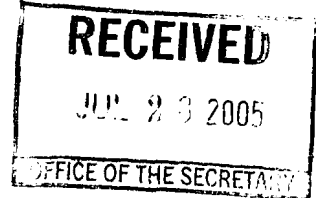
SECURITIES AND EXCHANGE COMMISSION
RECEIVED

March 15, 2005

MAR 22 2005

KATHLEEN MAGUIRE
Securities Exchange Commission
Division of Market Regulation
450 Fifth Street, N. W.
Washington, D.C. 20549

DIVISION OF MARKET REGULATION



Subject: Unfairness in Investor Arbitration Suits

Dear Madam:

My name is Lester M. Smith and I have a customer dispute either filed, or to be filed, with NASD dispute resolution. I have been extremely concerned with the very inconsistent results that other investors, with my same complaints, have had in arbitrations. It has been impossible for me to understand these disparate awards, because the rules allow arbitrators to remain silent as to their reasoning.

I am aware that the new proposed rule would require arbitrators to give explained awards, when requested to do so by the claimant. Thus their awards would be explained, and the reasoning there in, would confirm the award itself.

I believe that this would verify an equitable award, and I encourage the SEC to approve the new rule. It is only fair to do so.

Sincerely,

A handwritten signature in cursive script that reads "Lester M. Smith".

Lester M. Smith
8524 Britannia Dr.
Fort Myers, FL 33912-7019

cc: Hooper & Weiss, L.L.C.