

**From:** Ken Trnka [mailto:KTrnka@tfsweb.com]  
**Sent:** Thursday, July 23, 2015 11:58 AM  
**To:** EBSA, E-ORI - EBSA  
**Subject:** Subject: RIN 1210-AB32

Dear Secretary Perez,

Based on my understanding of the above referenced proposed fiduciary rule, I think it should be re-written. I believe this would drastically limit a lot of valuable advice that people would receive from true financial advisors and planners. This would also limit the product availability for people that is not fair to them. As an example, an Equity Indexed Annuity may be very appropriate for someone very near to retirement for a number of reasons. This would not be available to people under this new guideline. There are a number of other areas where appropriate solutions would not be allowed. My other concern is that what expertise do you or your team have in the financial services AND the financial planning arena to be able to give blanket guidelines to everyone with a single common denominator?! A better question might be what expertise does the administration after you have to follow through or change this? There are more additional concerns within this point and if you'd like to know, feel free to ask. Each and every person and financial situation is unique and should be treated as such. So in review, below are my 2 major reasons to re-write or stop this proposal.

- #1 Very valuable and appropriate solutions would no longer be available.
- #2 You are not a licensed fiduciary advisor and should not be providing financial advice or specific financial guidance to individuals.

Just my thoughts and concerns. Feel free to respond or disregard.

Thanks,

*Kenneth Trnka*

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