

**From:** [Daniel Berghuaser](#)  
**To:** [Comments, Public](#)  
**Subject:** FINRA Comments  
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Hello FINRA,

I saw you are looking for comments.

As I see it, the current “free market” US market is flooded with fraud and deceit, with the regulatory agencies being complicit. They are complicit through their complacency, with years of unchecked fraud and market manipulation through naked short selling by large hedge funds like Citadel and Susquehanna being allowed to happen with impunity. The SEC and FINRA have known about this illegal counterfeiting practice for many years, with nothing being done to rectify the illegality of the market conditions.

Naked shorting is illegal. Conditions need to be met by regulatory agencies to ensure it doesn't happen. The lack of any transparency is alarming in itself.

- Short positions need to be reported daily by funds and market makers, and public notice needs to be reported daily on a public website for that purpose, for all holdings and companies in the market.
- Audits need to happen by regulatory agencies regularly to ensure shorts and FTDs are not being hidden in options.
- Punishments need to be severe enough to ensure it doesn't continue, and in a timely manner. It should not be the cost of doing business. Broker licenses should be treated just like other licenses for lawyers, architects, doctors, and accountants.
- Large hedge funds and Market Makers are run by the same company. They need to be broken up. There is clearly a conflict of interest here. To assume they do not talk behind the scenes is simply sticking your head in the ground.
- High frequency low volume trades done in dark pools are being used to influence stock pricing. This market manipulation needs to be clamped down on, enforced, and punished with heavy fines.

I am thankful you are asking for input, it shows that hopefully something may finally be done in the market to combat the practice of naked shorting. The world is watching this time around and hopeful you will do the right thing to the betterment of the country and markets.

I wish you the best on your future enforcement.

Dan