

**From:** [Daniel Kolber](#)  
**To:** [Comments, Public](#); [REDACTED]  
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This is my comment on the proposed rules to allow accelerated processing of cases for senior parties. These proposed rules only make matters worse because they magnify the already unfair advantage that Finra members, especially the larger ones, enjoy over individual claimants, in retaining experienced, costly securities lawyers. Until the Codes of Arbitration Procedure for Customer and Industry Disputes are amended to specifically allow arbitrators to sanction an attorney for a party for contemptuous conduct modeled after Finra Code of Procedure Rule 9280, the proposed rules allow attorneys to use many techniques to deliberately delay proceedings. Arbitrators are not trained judges but are expected to act as such. When you have experienced lawyers, accustomed to practicing before federal and state judges who have the power to sanction lawyers for dilatory tactics, present their case to an arbitration panel who have no such powers, watch out! These aggressive lawyers can, and do, "get away with murder," so to speak. It's like when in middle school the regular teacher is replaced by a substitute teacher and the class clown uses the opportunity to take over the class with her antics. Expecting experienced litigators to "cooperate" in "good faith" without threat of sanctions is naive at best and complicit in perpetuating an unfair process at worst.

Originally submitted on May 7, 2022 and resubmitted on May 11, 2022  
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