Thank you for the opportunity to comment on the proposal. In the preamble, it seems that FINRA presumes that spouses have a “personal financial interest” in each other’s financial affairs—in this case, a securities account maintained at another financial institution. I believe that this is an incorrect assumption, as there are numerous instances under state law where a spouse does NOT have a “personal financial interest” in the other spouse’s finances. I would prefer that the proposed Rule only make such an assumption of a “personal financial interest” if the relevant state law explicitly or impliedly grants such a presumption—usually by the way a particular account is titled, and the manner in which spousal financial assets are held. The proposed rule should not specify the information-gathering methodology, as the particular methodology should be left to the discretion of the particular FINRA member. I note that the proposed rule seems to cover transactions for open-end mutual funds and variable annuities and variable life insurance policies, which were formerly exempted from the “old” NASD rule that addressed personal securities transactions of associated persons. I think it is still prudent to exempt those types of personal securities accounts from the proposed rule.

Neal E. Nakagiri  
President, CEO, CCO  
NPB Financial Group, LLC  
3500 W. Olive Avenue, Suite 300  
Burbank, California 91505  
Office phone: 818-827-7132  
Office fax: 818-827-7133  
Office e-mail: neal.nakagiri@npbfq.com