



**FITAPELLI & KURTA**  
ATTORNEYS AT LAW

October 8, 2019

Jennifer Piorko Mitchell  
Office of the Corporate Secretary  
Financial Industry Regulatory Authority  
1735 K Street, NW  
Washington, DC 20006-1506

**Re: FINRA Regulatory Notice 19-27**

Dear Ms. Mitchell:

We are writing to you concerning Notice to Member 19-27, which seeks public comment regarding the Financial Industry Regulatory Authority, or FINRA's, rules concerning senior investors. There is no question that every effort should be made to protect older investors from financial exploitation. To that end, we urge FINRA to expand the safe harbor provisions FINRA Rule 2165, which currently only applies to disbursements, to also include securities transactions placed on behalf of a senior investor.

Each year our law firm represents hundreds of customers, many of whom are elderly, in FINRA arbitrations throughout the United States. Based on our professional experience, it is more common for a registered representative to engage in nefarious securities transactions than theft. Accordingly, extending Rule 2165 to include transactions would result in the protection of a much broader group of seniors. We hope that FINRA will consider broadening this rule. For more information about senior financial exploitation, please visit our website at [www.fkesq.com](http://www.fkesq.com).

Sincerely,

FITAPELLI KURTA