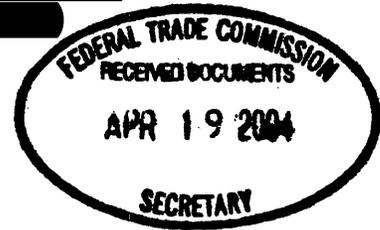


April 13, 2004

000966

Federal Trade Commission/Office of the Secretary
Room 159-H
600 Pennsylvania Avenue, N.W.
Washington, DC 20580



Re: CAN-SPAM Act Rulemaking, Project No. R411008

To the Commissioners,

I applaud your efforts to curb the problem of unsolicited bulk email. However, I am concerned about the proposed requirement for merchants to maintain suppression lists.

There are so many problems and costs associated with this idea, and so much damage done to consumers and businesses alike, that I feel I must urge you to consider this matter most carefully.

Requirement of the use of suppression lists will seriously damage many of the legitimate publications available on the net. My specific concern is for harm to publishers who require permission from the consumer prior to adding them to any list.

They're not who CAN-SPAM was designed to put out of business, but this requirement will very likely have that effect.

There's also the potential for significant harm to consumers, because of the problem of properly knowing their intent when they unsubscribe from a list. On top of that, these suppression lists could easily fall into the hands of spammers, leading to more spam instead of less.

I was quite surprised at the potential problems this ruling could involve, and urge you in the strongest possible terms to reconsider its implementation in light of these problems,

I communicate with friends and associates regularly using email. I only send things to people that have asked me to send them something. I don't want spam coming into my mailbox either, but I don't want to be kept from getting information I asked for, nor to be kept from sending newsletters and such to those who have asked for them. If someone asked to be removed from my list, then I do so immediately, but the overlay of the suppression list is about impossible to handle for normal business practices.

Respectfully,

A handwritten signature in black ink, appearing to read "J. Craig Cherry".

J. Craig Cherry
Maryland, USA