

Roy, Lauren

Subject: eBay International AG - Notification - N93365 [SEC=UNCLASSIFIED]
Categories: SEC=UNCLASSIFIED
ACCC Classification: SEC=UNCLASSIFIED

**EXCLUDED FROM
PUBLIC REGISTER**

From: Sean Weatherly
Sent: Wednesday, 30 April 2008 3:08 PM
To: Adjudication
Subject: re: eBay International AG - Notification - N93365

Sean Weatherly
Address excluded
Registered Business: The Peach DVD
ABN: 20 412 628 770
Registered for GST

30th April, 2008

To whom it may concern,

I am currently a small business and Power Seller on Ebay selling brand new DVDs. I have been running and developing my business for over 3 years, and currently have a yearly turnover of \$100k and a tremendous reputation with my customers. My business is operated solely on sales that are received via direct deposit, branch deposit, cheque and money order. I do not use Paypal at all. Ebay's latest decision to force all of its "users" onto Paypal affects my business incredibly. I am disgusted that Ebay are attempting to take away the customers from my business that know and love my service. I am also disgusted that Paypal will charge me an extra 4.4% (based on a sale of \$15). In short, my business will have to now cover at least an extra \$350 in fees per month for a service that to this point has been superfluous..

I believe Ebay are breaching the Trade Practices Act by...

1. Forcing customers to use only a single payment method; Paypal (because who in their right mind uses cash on delivery)
2. Creating anti-competitive behaviour as my business will now have to increase prices to cover the extra fees that I will have to pay, for no other reason that to fill Ebay's coffers
3. Deliberately withholding information which directly affects a small business, and not consulting the business it directly affects.

In short, this decision by Ebay is completely self interested, and they are failing to acknowledge the livelihoods of those businesses that use their website, otherwise they would have had the professional decency to contact me directly to discuss this decision prior to the announcement by the media.

I do not believe the customer will benefit from this decision, as they will be forced to pay higher prices for products, and have less choice in payment options.

In addition, I am also disturbed that as an operating company in Australia, Ebay are exempt from being registered for GST.

I implore you to take a stance for the thousands of businesses within the Australian community that are severely affected by this decision, as opposed to the short term gains of a single corporation.

If you wish to discuss this matter further, please don't hesitate to contact me via email at thepeachdvd@westnet.com.au or via phone [number excluded]

Kind Regards,

Sean Weatherly

15/05/2008

Business Owner and Operator
<http://stores.ebay.com.au/thepeachdvd>