

Roy, Lauren

Subject: eBay International A.G. notification N93365 [SEC=UNCLASSIFIED]

~~EXCLUDED FROM~~

From: Norma Jacques [mailto: **PUBLIC REGISTER**]

Sent: Tuesday, 17 June 2008 3:49 PM

To: Roy, Lauren

Subject: Re: eBay International A.G. notification N93365 [SEC=UNCLASSIFIED]

Lauren Roy
Adjudication
Australian Competition and Consumer Commission

Subject - Support of ACCC proposition to revoke the immunity provided by the exclusive dealing notification N93365 lodged by eBay International AG for eBay's PayPal only policy (Notified Conduct Parts 1 & 2)

Dear Lauren

Thank you for your recent notification

I have read the eBay notification and their submissions to the ACCC about exclusive dealing, I was one of Hundreds that lodged a submission against this request. I have also read the ACCC's draft notice of revocation.

As a Buyer and a Seller on Ebay I wish to lodge my support to your proposal to revoke the immunity provided by the exclusive dealing notification N93365 lodged by Ebay International AG for eBay's PayPal only Policy (Notified Conduct Parts 1 & 2).

Due to my previous bad experiences with PayPal & it's non protection of me as a buyer, as a seller I have refused to offer PayPal to buyers as I wouldn't like them to go through the same experience. I ceased selling on eBay from the 21st May 2008 & whilst having a somewhat diminished success rate with sales on OZtion I will never sell again on eBay if I have to offer PayPal as a means of payment. I am finding that OZtion offers a reduced stress product which offers far better protection to both buyers & sellers than eBay & hope that as an Australian company it can grow to be a viable competitor to eBay.

I have just become aware that eBay may already have been in breach of the Act in that eBay actually instigated stage one of the conduct much earlier for new sellers from 17th January 2007.

This "new member" requirement needs to be revoked as well - otherwise eBay has a loophole - it can force everyone to technically re-register (or re-verify the user agreement) thus requiring everyone to offer PayPal as an option.

This is from eBay's website:

"To keep eBay a safe place for both buyers and sellers, sellers who register after January 17, 2007 are required to offer either PayPal or a merchant account credit card as an accepted payment method for their items. PayPal allows you to accept credit card and electronic check payments online from your buyers. You can sign up for PayPal before you list your first item for sale, or you

can sign up when you list your first item."

and,

"All items listed for sale on eBay.com.au must now offer PayPal as one of the payment methods."

I applaud the ACCC for it's vigilance in ensuring that Australia stays a democratic role model to the rest of the world & a place where the consumer can know their rights will be defended & trust you will ensure it stays that way by refusing eBay's appeal.

Yours sincerely

Norma - Craftijay