

**ikon**

---

**Letter of Comment No: 5769**  
**File Reference: 1102-100**

**From:** Benedetto Nicosia [BNicosia@macrovision.com]  
**Sent:** Wednesday, June 30, 2004 6:53 PM  
**To:** Director - FASB  
**Subject:** Reference Number 1102-100

Dear Chairman Hertz:

I'm writing to urge you not to proceed with the notion of expensing stock options and ESPP. As a current shareholder of both stock options and ESPP, I feel that I can personally benefit from the success of our company. The main reason that I have chosen a career path in high tech was to have the ability to create a greater net worth through stock options. Stock Options and ESPP are made available to every employee at my company so the executives are not the only individuals that benefit if the company does well; we all do.

The Financial Accounting Standards Board (FASB) proposal to expense employee stock options, I believe would have a negative impact on the U.S. economy. This proposal would halt a large number of start-ups from being created. One of the fundamental drivers for start ups are the ability to grant stock options. Stock options are the single biggest driver for attracting new talent to create and innovate. Please think twice about the FASB proposal and preserve our economy to continue to promote innovation by not expensing stock options.

Best regards,

*Benedetto Nicosia*  
*Business Development Manager*  
*Macrovision Software Technologies Group*  
*e-mail: bnicosia@macrovision.com*  
*Tel 408-562-8471*  
*Fax 408-743-8610*  
[www.macrovision.com](http://www.macrovision.com)

**CONFIDENTIALITY NOTICE:** This email message (including any attachments) is for the sole use of the intended recipient and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message. Thank you.

7/1/2004