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Comments Received:

FBAR regulations lack legal force and misinterpret the underlying statute (Title 31 U.S. Code Section 5314). Such taxation against U.S. citizens is a crime and inhumane and not practiced by any other country in the world.

FBAR is an illegal and erroneous Regulation misinterpreted by the Secretary of the Treasury (IRS). 31 C.F.R. Section 1010.350 is an erroneous interpretation of the underlying statute Title 31 U.S. Code Section 5314, as it is ambiguous and unintelligible; which leaves room for interpretation, and the implementing regulation goes beyond the statute's scope.

Title 31 U.S. Code Section 5314, states: "(a) Considering the need to avoid impeding or controlling the export or import of monetary instruments and the need to avoid burdening unreasonably a person making a transaction with a foreign financial agency,..."

Title 31 U.S. Code Section 5314 itself doesn't explicitly state the filing obligation. It uses the phrase "may require" which can be seen as leaving some room for interpretation and "financial agency" which means a "PERSON acting for a person as a financial institution" leaving for an ambiguous interpretation. It is so ambiguous that it would not pass the Chevron Deference standard. Courts typically apply Chevron Deference to agency regulations when they are ambiguous and unreasonable.

In this case, 31 C.F.R. Section 1010.350 acts as the regulation that implements Title 31 Section 5314, which is a regulation that spells out the filing requirements for FBAR reports. Just because the regulation is issued by the Department of the Treasury, the agency tasked with enforcing Title 31 Section 5314, does not mean that it is a correct and applicable force of law, IT IS NOT SO. Just because they have the guns, it does not make it right.

FBAR, FATCA and Citizen Based Taxation is a Crime on ALL United States Subjects (residents and citizens). It is so inhumane that NO other country supports it. This type of DRACONIAN LAW DOES NOT EXIST for their residents or citizens in any "democratic" country including Germany, England, Australia, Japan or our dictatorship friends in Russia, China, North Korea, Cuba, Venezuela. In fact, this law exists only in the United States of America as part of the "American dream".