

Commodity Futures Trading Commission
CEA CASES

NAME: MYERS AND COMPANY, AND ARDEIS H. MYERS, SR.

DOCKET NUMBER: STIPULATION 71

DATE: NOVEMBER 16, 1964

DOCUMENT TYPE: STIPULATION OF COMPLIANCE

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re: Myers and Company, and Ardeis H. Myers, Sr.

Stipulation of Compliance under the Commodity Exchange Act No. 71

The Secretary of Agriculture has reason to believe that Myers and Company and Ardeis H. Myers, Sr., have violated the provisions of the Commodity Exchange Act (7 U.S.C., Chapter 1) and the regulations of the Secretary of Agriculture promulgated thereunder. No complaint with respect to such violations has been issued and Myers and Company and Ardeis H. Myers, Sr., are desirous of disposing of the matter by entering into a stipulation of compliance as authorized by section 0.4(a) of the Rules of Practice under the Commodity Exchange Act (17 CFR, 0.0-0.28). Therefore, Myers and Company and Ardeis H. Myers, Sr., stipulate the following facts are true:

(1) Myers and Company is and was at all times mentioned herein a Missouri corporation and a registered futures commission merchant under the Commodity Exchange Act with an office and principal place of business at 1307 Waldheim Building, 6 East 11th Street, Kansas City 6, Missouri.

(2) Ardeis H. Myers, Sr., is and was at all times mentioned herein a registered floor broker under the Commodity Exchange Act, a member of the Kansas City Board of Trade and President of Myers and Company.

(3) The acts and practices on the part of Myers and Company hereinafter described were carried out by Ardeis H. Myers, Sr., in his capacity as floor broker and President of Myers and Company.

(4) During the period January 2, 1964, through June 4, 1964, Myers and Company had on its books an account for Uhlmann & Co., Inc., in which were carried trades in Kansas City wheat futures which had been made for the sole purpose of paying commissions to Myers and Company by Uhlmann & Co., Inc. All trades in such account, totaling purchases of 6,185,000 bushels and sales of 6,185,000 bushels, were entered into on the Kansas City Board of Trade by Ardeis H. Myers, Sr. The Secretary of Agriculture has advised Myers and Company and Ardeis H. Myers, Sr., that all such trades were, or were of the character of, wash trades in violation of section 4c(A) of the Commodity Exchange Act.

Myers and Company and Ardeis H. Myers, Sr., agree to desist from such acts and practices in the future. They further understand and agree that this stipulation shall be admissible

as evidence of such acts and practices in any future proceeding based upon acts or practices other than those referred to herein which may be brought by the Secretary of Agriculture against either of them under the provisions of the said act. They also understand that it is the practice of the Commodity Exchange Authority to make stipulations of compliance a matter of public record.

Done at Kansas City, Missouri, this 16th day of November 1964

MYERS AND COMPANY

By [SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

Ardeis H. Myers, Sr.

Witnesses:

[SEE SIGNATURE IN ORIGINAL]

LOAD-DATE: June 16, 2008

