

Commodity Futures Trading Commission
CEA CASES

NAME: UHLMANN & CO., INC., AND CLYDE A. BROWN

DOCKET NUMBER: STIPULATION 73

DATE: OCTOBER 29, 1964

DOCUMENT TYPE: STIPULATION OF COMPLIANCE

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re: Uhlmann & Co., Inc., and Clyde A. Brown

Stipulation of Compliance under the Commodity Exchange Act No. 73

The Secretary of Agriculture has reason to believe that Uhlmann & Co., Inc., and Clyde A. Brown have violated the provisions of section 4c(A) of the Commodity Exchange Act (7 U.S.C., Chapter 1). No complaint with respect to this matter has been issued and Uhlmann & Co., Inc., and Clyde A. Brown 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 Uhlmann & Co., Inc. and Clyde A. Brown stipulate that the following facts are true:

(1) Uhlmann & Co., Inc. is and was at all times mentioned herein, a Delaware corporation and a registered futures commission merchant under the Commodity Exchange Act with an office and principal place of business at 141 West Jackson Boulevard, Chicago, Illinois. It maintains a branch office at 1158 Board of Trade Building, Kansas City, Missouri.

(2) Clyde A. Brown is and was at all times mentioned herein office manager of the Kansas City office of Uhlmann & Co., Inc., and a member of the Kansas City Board of Trade.

(3) During the period January 2, 1964, through June 4, 1964, pursuant to orders or general instructions given by Uhlmann & Co., Inc.,

various brokers and firms on the Kansas City Board of Trade purchased and sold Kansas City wheat futures for the Uhlmann & Co., Inc., Kansas City office house account. Such transactions were carried for Uhlmann & Co., Inc. on the books of three firms who were clearing members of the Kansas City Board of Trade. The purpose of this trading was to afford Uhlmann & Co., Inc. an opportunity to pay commissions to the three clearing firms because they had given commodity business to Uhlmann & Co., Inc. on other exchanges. During the aforementioned period, and pursuant to such orders or general instructions, a total of 10,750,000 bushels of Kansas City wheat futures were purchased and were sold for the account of Uhlmann & Co., Inc.

(4) The transactions described in paragraph (3) were authorized and directed by Uhlmann & Co., Inc. and were carried out under the supervision of Clyde A. Brown in his capacity as manager of the Kansas City office of Uhlmann & Co., Inc.

(5) The Secretary of Agriculture has advised Uhlmann & Co., Inc., and Clyde A. Brown that such transactions were, or were of the character of, wash or fictitious trades in violation of section 4c(A) of the Commodity Exchange Act.

Uhlmann & Co., Inc. and Clyde A. Brown have agreed to desist from the acts and practices set forth in paragraph (3). They understand and agree that this

stipulation shall be admissible as evidence of such facts in any subsequent proceeding against them or either of them, based upon acts or practices other than those referred to herein, which may be brought by the Secretary of Agriculture under the provisions of the Commodity Exchange Act, and that it is the practice of the

Commodity Exchange Authority to make stipulations such as this a matter of public record.

Done at Kansas City. Missouri, this 29th day of October, 1964

UHLMANN & CO., INC.

By [SEE SIGNATURE IN ORIGINAL]

Done at Kansas City, Missouri, this 30th day of October, 1964

[SEE SIGNATURE IN ORIGINAL]

Clyde A. Brown

Signature for Uhlmann & Co., Inc.

Witnessed by:

[SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

Signature of Clyde A. Brown

Witnessed by:

[SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

LOAD-DATE: June 16, 2008

