

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

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Office of Proceedings
Proceedings Clerk

11:41 am, Dec 18, 2014

In the Matter of)

ALPHAMETRIX, LLC)

Registrant.)

CFTC DOCKET NO. SD 15-02

**NOTICE OF INTENT TO SUSPEND, REVOKE, OR RESTRICT
REGISTRATIONS OF ALPHAMETRIX, LLC AS A
COMMODITY POOL OPERATOR AND A COMMODITY TRADING ADVISOR**

I.

The Commodity Futures Trading Commission (“Commission”) has received information from its staff which tends to show, and the Commission’s Division of Enforcement (“Division”) alleges and is prepared to prove, that:

1. AlphaMetrix, LLC (“AlphaMetrix” or “Registrant”) is a Delaware limited liability company with its principal place of business located in Chicago, Illinois. Since July 2005, AlphaMetrix has been registered with the Commission as a commodity pool operator (“CPO”) and commodity trading advisor (“CTA”) pursuant to Section 4m of the Act, 7 U.S.C. § 6m (2012).

2. On November 4, 2013, the Commission filed a complaint against AlphaMetrix. *CFTC v. Alphametrix, LLC, et al.*, No. 1:13-cv-7896 (N.D. Ill.). (Doc. No. 1) On December 19, 2013, the Court entered an order appointing Deborah Thorne of Barnes & Thornburg LLP, 1 North Wacker, Suite 4400, Chicago, Illinois 60606, as temporary equity receiver (“Receiver”) for AlphaMetrix’s parent company, AlphaMetrix Group, LLC (“AMG”)

and all of AMG's subsidiaries and affiliates, including AlphaMetrix, and all commodity pools operated by AlphaMetrix, and all funds, properties, premises, accounts, and other assets directly or indirectly owned, beneficially or otherwise, by AMG and all of its subsidiaries and affiliates, including AlphaMetrix and all commodity pools operated by AlphaMetrix. (Doc. No. 33)

3. On December 16, 2014, the court entered a Consent Order of Permanent Injunction and Other Equitable Relief and Penalties Against Defendant AlphaMetrix, LLC and Relief Defendant AlphaMetrix Group, LLC ("Consent Order"). (Doc. No. 167). The Consent Order permanently enjoins AlphaMetrix from:

- a. violating Sections 4b(a)(1)(A)-(C) and 4o(1) of the Act, 7 U.S.C. §§ 6b(a)(1)(A)-(C) and 6o(1) (2012); and
- b. applying for registration or claiming exemption from registration with the Commission in any capacity, and engaging in any activity requiring such registration or exemption from registration with the Commission, except as provided for in Commission Regulation 4.14(a)(9), 17 C.F.R. § 4.14(a)(9) (2013).

4. The facts set forth in paragraph 3 above constitute a basis for statutory disqualification from registration under Sections 8a(2)(C) of the Act, 7 U.S.C. § 12a(2)(C) (2012), pursuant to which the current registrations of AlphaMetrix may be suspended, restricted or revoked.

II.

Pursuant to Commission Regulation 3.60(a), 17 C.F.R. § 3.60(a) (2013), AlphaMetrix is hereby notified that a public proceeding shall be conducted in accordance with the provisions of Commission Regulation 3.60, 17 C.F.R. § 3.60 (2013), on the following questions:

1. Whether AlphaMetrix is subject to statutory disqualification under Section 8a(2)(C) of the Act, as set forth in Section I, above; and

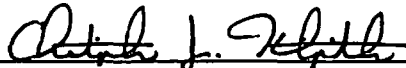
2. If the answer to question 1 is affirmative, whether the registrations of AlphaMetrix as a CPO and a CTA should be conditioned, suspended, restricted, or revoked. Such proceeding shall be held before an Administrative Law Judge or a Presiding Officer, in accordance with Commission Regulations 3.60 and 10.8, 17 C.F.R. §§ 3.60 and 10.8 (2013), and all post-hearing procedures shall be conducted pursuant to Commission Regulation 3.60(i)-(j), 17 C.F.R. § 3.60(i)-(j) (2013).

In accordance with the provisions of Commission Regulation 3.60(a)(3), 17 C.F.R. § 3.60(a)(3) (2013), AlphaMetrix is entitled to file a response challenging the evidentiary bases of the statutory disqualification or show cause why, notwithstanding the accuracy of the allegations, its registration should not be suspended, revoked, or restricted. Such response must be filed with the Proceedings Clerk, Office of Hearings and Appeals, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street, N.W., Washington, D.C. 20581, and served upon Stephanie Reinhart, Senior Trial Attorney, Division of Enforcement at 525 W. Monroe Street, Suite 1100, Chicago, Illinois 60661, within thirty (30) days after the date of service of this Notice upon AlphaMetrix in accordance with the provisions of Commission Regulation 3.60(b). If AlphaMetrix fails to file a timely response to this Notice, the allegations set forth herein shall be deemed to be true and the presiding officer may issue an Order of Default in accordance with the provisions of Commission Regulation 3.60(g), 17 C.F.R. § 3.60(g) (2013).

III.

The Proceedings Clerk shall serve this Notice of Intent to Suspend, Revoke, or Restrict Registrations of AlphaMetrix by registered or certified mail pursuant to Commission Regulation 3.50, 17 C.F.R. § 3.50 (2013).

By the Commission.



Christopher J. Kirkpatrick
Secretary of the Commission
Commodity Futures Trading Commission

Dated: December 18, 2014