

Commodity Futures Trading Commission
CEA CASES

NAME: GEORGE S. CASHMAN

DOCKET NUMBER: 114

DATE: DECEMBER 9, 1963

DOCUMENT TYPE: COMPLAINT

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re: George S. Cashman, Respondent

CEA Docket No. 114

Complaint and Notice of Hearing Under Section 6(b) of the Commodity Exchange Act

There is reason to believe that the respondent, George S. Cashman, has violated the provisions of the Commodity Exchange Act (7 U.S.C. § 1 et seq.), hereinafter referred to as the Act, and the rules and regulations issued pursuant to its requirements (17 CFR, Chapter 1). In accordance with the provisions of section 6(b) of the Act (7 U.S.C. § 9), this complaint and notice of hearing is issued stating the charges in that respect as follows:

I

The respondent, George S. Cashman, an individual whose address is 141 West Jackson Boulevard, Chicago, Illinois, is now and was at all times material to this complaint a registered floor broker under the Act and a member of the Board of Trade of the City of Chicago, hereinafter referred to as the Chicago Board of Trade.

II

The Chicago Board of Trade is now and was at all times material to this complaint a duly designated contract market under the Act.

III

On September 20, 1963, the respondent made the following speculative purchases and sales of rye futures on the Chicago Board of Trade.

Future		Bushels	
		Purchases	Sales
December	1963	410,000	402,000
March	1964	96,000	63,000
May	1964	39,000	24,000
July	1964	8,000	13,000
Total		553,000	502,000

IV

On August 15, 1962, the respondent entered into a stipulation pursuant to section 0.4(a) of the rules of practice governing administrative proceedings under the Act (17 CFR 0.4(a)), in which stipulation the respondent admitted that on July 18, 1962, he made speculative purchases of rye futures on the Chicago Board of Trade which were in excess of the maximum permissible quantity of 500,000 bushels, in violation of section 4a of the Act (7 U.S.C. § 6a), and the order of the Commodity Exchange Commission establishing limits on position and daily trading in rye for future delivery (17 CFR § 150.3). The respondent, in such stipulation, agreed to cease and desist from the acts set forth therein in

the future, and agreed that such stipulation would be admissible as evidence of such acts in any subsequent proceeding against the respondent before the Secretary of Agriculture.

V

By reason of the facts alleged in paragraphs III and IV of this complaint, the respondent wilfully violated section 4a of the Act (7 U.S.C. 6a), and the order of the Commodity Exchange Commission establishing limits on position and daily trading in rye for future delivery (17 CFR 150.3).

WHEREFORE, it is hereby ordered that this complaint and notice of hearing be served upon the respondent. The respondent will have twenty (20) days after the receipt of this Complaint in which to file with the Hearing Clerk, United States Department of Agriculture, Washington, D.C. 20250, an answer with an original and three copies fully and completely stating the nature of the defense and admitting or denying, specifically and in detail, each material and relevant allegation of this complaint. Allegations not answered will be deemed admitted for the purpose of this proceeding. Failure to file an answer will constitute an admission of all the material allegations of this complaint and a waiver of hearing. The respondent is hereby notified that unless hearing is waived, either expressly or by failure to file an answer and request a hearing, a hearing will be held at 10:00 a.m., local time, on January 14, 1964, in Chicago, Illinois, at a place therein to be specified later, before a referee designated to conduct such hearing. At such hearing the respondent will have the right to appear and show cause, if any there be, why an order should not be made suspending

or revoking the registration of the respondent as a floor broker, and directing that all contract markets refuse all trading privileges to the respondent for such period of time as may be determined.

It is ordered that this complaint and notice of hearing be served on the respondent at least twenty (20) days prior to the date set for hearing.

Done at Washington, D. C.

December 9, 1963

George L. Mehren

Assistant Secretary

LOAD-DATE: June 12, 2008

