

Commodity Futures Trading Commission  
CEA CASES

**NAME:** FOX DELUXE FOODS, INC., ROLAND N. GERGEN, HAROLD W. FOX, AND BERT E. FOX

**CITATION:** 19 Agric. Dec. 64

**DOCKET NUMBER:** 74

**DATE:** FEBRUARY 5, 1960

**DOCUMENT TYPE:** ORDER

(No. 6353)

*In re* Fox DELUXE FOODS, INC., ROLAND N. GERGEN, HAROLD W. FOX, AND BERT E. FOX.  
CEA Docket No. 74. Decided February 5, 1960.

**Stay Order Vacated**

The sanctions ordered September 15, 1959 (18 Agric. Dec. 1010 (18 A.D. 1010)), shall become effective February 10, 1960.

*Decision by Thomas J. Flavin, Judicial Officer*

**ORDER**

On October 1, 1959, an order was entered in this proceeding (18 Agric. Dec. 1130 (18 A.D. 1130)) staying the order entered on September 15, 1959 (18 Agric. Dec. 1010 (18 A.D. 1010)), pending the outcome of an appeal of the latter order to the United States Court of Appeals for the Seventh Circuit. On February 3, 1960, the respondents, by their attorneys, filed a petition stating that the respondents had agreed to dismiss the appeal of the order of September 15, 1959; consenting to the sanctions imposed thereby; and requesting that such sanctions become effective on February 10, 1960. The Commodity Exchange Authority, by its attorney, consented to the respondents' petition. The Judicial Officer has been advised that the United States Court of Appeals for the Seventh Circuit has dismissed the appeal of the order of September 15, 1959.

Accordingly, the order of September 15, 1959, shall become effective on February 10, 1960, and therefore:

Effective February 10, 1960, the registration of Fox DeLuxe Foods, Inc., as a futures commission merchant and the registration of Harold W. Fox as a floor broker are revoked, and the registration of Bert E. Fox as a floor broker is suspended for a period of three months.

Effective February 10, 1960, all contract markets shall refuse all trading privileges to Fox DeLuxe Foods, Inc., Harold W. Fox, and Roland N. Gergen for a period of one year, and to Bert E. Fox for a period of six months, such refusals to apply to all trading done and positions held directly and also to all trading done and positions held indirectly through persons owned or controlled by any of respondents.

Copies hereof shall be served upon the parties and upon the contract markets.

**LOAD-DATE:** June 8, 2008

