

Commodity Futures Trading Commission
CEA CASES

NAME: SY B. GAIBER & CO., SY B. GAIBER, AND MICHAEL R. HEMPEL

DOCKET NUMBER: 165

DOCUMENT TYPE: ISSUANCE OF COMPLAINT

UNITED STATES DEPARTMENT OF AGRICULTURE

Commodity Exchange Authority

Washington, D. C. 20250

ISSUANCE OF COMPLAINT - CEA Docket No. 165

(Administrative Hearing under the Commodity Exchange Act)

A complaint and notice of hearing has been signed by the Assistant Secretary of Agriculture, charging violation of the Commodity Exchange Act by:

Sy B. Gaiber & Co.,

Sy B. Gaiber,

Michael R. Hempel

(Chicago, Illinois)

The complaint charges that during the period from March 30 through November 4, 1969, while a registered futures commission merchant under the Act, the respondent partnership failed to meet minimum financial requirements prescribed for futures commission merchants. It also alleges that the respondents made false reports to CEA representatives who were attempting to ascertain whether the partnership was meeting such requirements.

The issuance of a complaint under the Commodity Exchange Act does not constitute proof of violation of the law. Such violation is established only when the Judicial Officer of the Department has made a determination that the evidence substantiates allegations in the complaint. Complaints are filed in the Office of the Hearing Clerk of the Department of Agriculture and are a matter of public record. Pending disposition by the Judicial Officer, it is the policy of the Commodity Exchange Authority not to comment or elaborate on charges contained in complaints or to discuss evidence on which they are based.

A public hearing on the complaint is scheduled to be held before a referee at 10:00 a.m., local time, March 25, 1970, in Chicago, Illinois.

LOAD-DATE: June 16, 2008

