

Commodity Futures Trading Commission  
CEA CASES

**NAME:** GROW INVESTMENTS, STUART N. GIMBEL, AND LAURENCE M. ROSENBERG

**DOCKET NUMBER:** STIPULATION 137

**DATE:** MAY 11, 1972

**DOCUMENT TYPE:** STIPULATION OF COMPLIANCE

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re: Grow Investments, Stuart M. Gimbel, and Laurence N. Rosenberg

Stipulation of Compliance Under the Commodity Exchange Act No. 137

The Secretary of Agriculture has reason to believe that Grow Investments, Stuart M. Gimbel and Laurence M. Rosenberg have violated the provisions of the Commodity Exchange Act (7 U.S.C., Chapter 1) and the regulations of the Secretary of Agriculture promulgated thereunder. No complaint with respect to such violations has been issued and the said Grow Investments, Stuart N. Gimbel and Laurence M. Rosenberg 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, Part 0). Therefore, the said Grow Investments, Stuart N. Gimbel, and Laurence M. Rosenberg stipulate the following facts are true.

(1) Grow Investments is now, and was at all times material herein, a registered futures commission merchant under the Commodity Exchange Act with an office and principal place of business at 110 North Franklin Street, Chicago, Illinois 60604.

(2) Stuart N. Gimbel and Laurence M. Rosenberg, individuals whose business address is the same as that of Grow Investments, are now, and were at all times material herein, general partners of Grow Investments and responsible for its management, direction and control.

(3) As of March 24, March 31 and May 4, 1971, Grow Investments was undersegregated in the amounts of \$ 385.50, \$ 253.50 and \$ 3,447.50, respectively. That is, the total amount of customers' funds held in segregation in order to comply with the requirements of section 4d(2) of the Commodity Exchange Act was insufficient, by the above amounts, to pay all credits and equities to customers.

(4) Grow Investments failed to compute and keep a record as of the close of the market on each of the four business days from January 18 through January 21, 1972, showing the amount of money, securities and property owing or accruing to its customers which it was required to have in segregated account for such customers in order to comply with the requirements of section 4d(2) of the Commodity Exchange Act.

(5) Grow Investments failed to prepare and retain a written computation of its net worth for the months of January, February, March, April, July, August, November and December 1971.

The Commodity Exchange Authority has advised Grow Investments, Stuart N. Gimbel and Laurence M. Rosenberg that the undersegregation described in paragraph (3) above, and the failure to compute and keep a record as described in paragraph (4) above, were in violation of section 4d(2) of the Commodity Exchange Act and section 1.32 of the regulations thereunder, and that the

failure to prepare and retain a record as described in paragraph (5) above, was in violation of section 1.10(f) of the regulations under the said Act.

The said Grow Investments, Stuart N. Gimbel and Laurence M. Rosenberg agree to desist from such acts and practices in the future. They further understand and agree that this stipulation is admissible as evidence of such acts and practices in any future proceeding based upon acts and practices in addition to those referred to herein which may be brought by the Secretary of Agriculture against any of them under the provisions of the said Act. Grow Investments, Stuart N. Gimbel and Laurence M. Rosenberg also understand that it is the practice of the Commodity Exchange Authority to issue press releases on stipulations of compliance and to make them a matter of public record.

Done at [ILLEGIBLE TEXT], this  
11 day of May 1972.

Witnessed by:

[SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

Grow Investments By

[SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

Stuart N. Gimbel

[SEE SIGNATURE IN ORIGINAL]

Laurence M. Rosenberg

**LOAD-DATE:** June 16, 2008

