

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

In the Matter of

Roger J. Wright d/b/a Agricultural Marketing
Service d/b/a Micah I Investment Club, Buckeye
Countrymark, Inc., Philip L. Luxenburger and
A.G. Edwards & Sons, Inc.,

Respondents

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CFTC Docket No. 97-2

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ORDER IMPOSING SANCTIONS AS TO RESPONDENT
A.G. EDWARDS & SONS, INC.

I.

On November 13, 1996 and June 30, 1997, the Commodity Futures Trading Commission ("Commission") filed a Complaint and Notice of Hearing and Amended Complaint and Notice of Hearing respectively, against A.G. Edwards & Sons, Inc. ("Edwards"), among others. In order to dispose of the allegations and issues raised in the Amended Complaint as to Edwards, Edwards has submitted an Offer of Settlement (the "Offer"), which the Commission has determined to accept. Without admitting or denying any of the allegations of the Amended Complaint, and prior to any final adjudication on the merits, Edwards acknowledges service of this Order and consents to the entry of this Order in full and final settlement of this proceeding.

SETTLING RESPONDENT

A.G. EDWARDS & SONS, INC., is a Delaware corporation registered with the Commission as a futures commission merchant ("FCM"). Edwards' principal place of business is located in St. Louis, Missouri, and the corporation maintains an office in Columbus, Ohio.

II.

OFFER OF SETTLEMENT

Edwards has submitted an Offer in which, without admitting or denying the allegations in the Amended Complaint and prior to any adjudication on the merits, it: (1) admits the jurisdiction of the Commission with respect to all matters set forth in this Order, and for any action or proceeding brought or authorized by the Commission based upon violations of, or for enforcement of, this Order; (2) acknowledges service of this Order; (3) waives all post-hearing procedures, judicial review by any court, any objection to the staff's participation in the Commission's consideration of the Offer, any claims of double jeopardy based upon the institution of this proceeding or the entry of any order imposing a civil penalty or any other relief; and, all claims which Edwards may possess under the Equal Access to Justice Act, 5 U.S.C. § 504 (1994) and 28 U.S.C. § 2412 (1994), as amended by Pub. L. No. 104-121, §§ 231-232, 110 Stat. 862-63, and part 148 of the Commission's Regulations, 17 C.F.R. §§ 148.1, et seq. (2002), relating to, or arising from, this action; (4) stipulates that the record basis on which this Order may be entered consists solely of the Amended Complaint; and (5) consents to

the Commission's issuance of this Order, which orders Edwards to pay a civil monetary penalty as set forth below.

III.

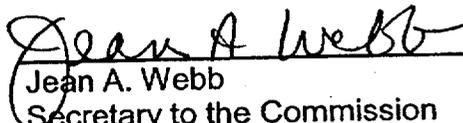
ORDER

Accordingly, **IT IS HEREBY ORDERED THAT:**

Edwards shall pay Forty Five Thousand Dollars (\$45,000), which represents a civil monetary penalty, within five days of the date of this Order. Such penalty shall be paid by electronic funds transfer, or by U.S. postal money order, certified check, bank cashier's check, or bank money order, made payable to the Commodity Futures Trading Commission, and addressed to Dennese Posey, or her successor, Division of Enforcement, Commodity Futures Trading Commission, 1155 21st Street, N.W., Washington, D.C. 20581, under cover of a letter that identifies Edwards and the name and docket number of this proceeding. Copies of the cover letter and the form of payment shall be simultaneously transmitted to Gregory G. Mocek, Director, Division of Enforcement, Commodity Futures Trading Commission, 1155 21st Street, N.W., Washington, D.C. 20581, and to Stephen J. Obie, Regional Counsel, Division of Enforcement, Commodity Futures Trading Commission, 140 Broadway, 19th Floor, New York, NY 10005. In accordance with Section 6(e)(2) of the Act, 7 U.S.C. § 9a(2), if Edwards fails to make payment of the penalty within fifteen (15) days of the respective due date, it shall be automatically prohibited from trading on or subject to the rules of any registered entity, as defined in Section 1a(29) of the Act, 7 U.S.C. § 1a(29), and its registration shall be automatically

suspended until it shows to the satisfaction of the Commission that payment of the full amount of the penalty with interest thereon to the date of payment has been made.

By the Commission:



Jean A. Webb
Secretary to the Commission
Commodity Futures Trading Commission

Dated: June 20, 2003