



U.S. COMMODITY FUTURES TRADING COMMISSION

Three Lafayette Centre
1155 21st Street, NW, Washington, DC 20581

OFFICE OF
PROCEEDINGS

JOSEPH GALUSKA,

Complainant

v.

AMERICAN FUTURES GROUP, INC.,

Respondent

CFTC Docket
No. 98-R105

FILED

APR 23 10 54 AM '98

OFFICE OF PROCEEDINGS
PROCESSIONAL SECTION

DEFAULT ORDER AND REPARATION AWARD

Respondent American Futures Group, Inc. ("AFG"), has not filed an answer to the complaint, despite actual delivery to its registered address as evidenced by a return receipt showing the certified mail as having been accepted and signed for on March 13, 1998. The answer was due to be mailed by April 10, 1998, and no request for an extension has been filed.

Under the CFTC Rules, AFG is in default and by failing to file an answer has waived its right to contest the evidence presented by complainant or to file affirmative defenses. The allegations of the complaint are deemed true. See Rule 12.22.

Based on the complaint, it is determined that respondent AFG fraudulently solicited complainant's account, churned that account, and failed to disclose material facts to complainant, proximately causing damages to the complainant in the amount sought in the complaint, \$50,023.80. These actions by AFG violated Commodity Exchange Act section 4b.

Violations having been found, respondent AFG is ORDERED to pay reparations to the complainant in the amount of \$50,023.80, plus prejudgment interest compounded annually at the rate of 5.391% from May 31, 1996, to the date of payment, plus costs of \$250.00.

Dated: April 23, 1998

Joel R. Maillie
JOEL R. MAILLIE
Judgment Officer