



**U.S. COMMODITY FUTURES TRADING COMMISSION**

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

OFFICE OF  
PROCEEDINGS

MAXINE F. FULLER, TRUSTEE,  
Complainant

v.

FIRST BROKERAGE OF ILLINOIS, INC.,  
Respondent

CFTC Docket  
No. 98-R096

MAY 15 8 45 AM '98  
OFFICE OF PROCEEDINGS  
PROCEEDINGS CLERK

**DEFAULT ORDER AND REPARATION AWARD**

Respondent First Brokerage of Illinois, Inc. ("FBII"), has not filed an answer to the complaint. Mail directed to that firm's registered address has been returned by the U.S. Postal Service marked with a notation that the firm moved and did not leave a forwarding address. The answer was due to have been filed by April 27, 1998, and no request for an extension was ever filed.

Under the CFTC Rules, FBII 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. The case proceeds under the default proceeding rules. See Rule 12.23.

Based on the complaint, it is determined that respondent First Brokerage of Illinois, Inc., through its agents, churned complainant's account, proximately causing damages to the complainant in the amount sought in the complaint, \$3,171.40. These actions violated, among other provisions, Commodity Exchange Act section 4b. The following reparation award is for the amount of damages uncovered by settlements reached with the trading brokers, who together settled with complainant for \$2,621.00.

First Brokerage of Illinois, Inc., is ORDERED to pay reparations to the complainant in the amount of \$550.40, plus costs of \$50.00.

Dated: May 15, 1998

*Joel R. Maillie*  
JOEL R. MAILLIE  
Judgment Officer