

Commodity Futures Trading Commission
CEA CASES

NAME: BUNGE CORPORATION, WALTON F. MULLOY, AND PAUL H. NOVY

DOCKET NUMBER: STIPULATION 66

DATE: NOVEMBER 6, 1964

DOCUMENT TYPE: STIPULATION OF COMPLIANCE

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re: Bunge Corporation, Walton F. Mulloy, and Paul H. Novy

Stipulation of Compliance under the Commodity Exchange Act No. 66

The Secretary of Agriculture has reason to believe that the Bunge Corporation, Walton F. Mulloy, and Paul H. Novy 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 Bunge Corporation, Walton F. Mulloy, and Paul H. Novy 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, 0.0-0.28). Therefore, the Bunge Corporation, Walton F. Mulloy, and Paul H. Novy stipulate the following facts are true:

(1) The Bunge Corporation is and was at all times mentioned herein a registered futures commission merchant under the Commodity Exchange Act with an office and principal place of business at One Chase Manhattan Plaza, New York 5, New York, and a branch office at 300 Southwest Boulevard, Kansas City, Kansas.

(2) Walton F. Mulloy and Paul H. Novy are and were at all times mentioned herein a vice president and the Controller, respectively, of the Bunge Corporation.

(3) The acts and practices on the part of the Bunge Corporation hereinafter described were carried out under the supervision and control of respondents Walton F. Mulloy and Paul H. Novy in their capacities as a vice president and the Controller, respectively, of the Bunge Corporation.

(4) In letters dated October 31, 1963, addressed to the Kansas City branch office and November 4, 1963, addressed to the New York office, the Director of the Accounting and Licensing Division of the Commodity Exchange Authority called to the attention of Bunge Corporation that an audit of the books of the Kansas City office of Bunge Corporation as of August 30, 1963, revealed that on 23 business days during the audit period such office had failed to compute and keep a record showing the amount of money, security, 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) An inspection of the books of the Kansas City branch office of Bunge Corporation made as of December 19, 1963, revealed that as of that date such office had failed to compute and keep such record for an additional seven business days: November 20, December 3, 6, 12, 13, 16, and 17, 1963.

(6) An audit of the books of the Kansas City branch office of Bunge Corporation made as of August 31, 1964, revealed that as of

that date such office had failed to compute and keep such record for an additional 18 business days: December 31, 1963, January 2 and 13, 1964, February 13 and 17, 1964, March 9, 1964, April 2, 20, and 23, 1964, June 1, 2, 5, 10, 12, 16, and 18, 1964, and July 20 and 30, 1964.

The Bunge Corporation, Walton F. Mulloy, and Paul H. Novy agree to desist from such acts and practices in the future. They further understand and agree that this stipulation shall be admissible as evidence of such acts and practices in any future proceeding based upon acts or practices other than those referred to herein which may be brought by the Secretary of Agriculture against any of them under the provisions of the said act. They also understand that it is the practice of the Commodity Exchange Authority to make stipulations of compliance a matter of public record.

Done at New York, this 6th day of November, 1964.

BUNCE CORPORATION

By [SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

Paul H. Novy

Witnesses:

[SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

Done at , this

10 day of Nov. 1964.

[SEE SIGNATURE IN ORIGINAL]

Walton F. Mulloy

Witnesses:

[SEE SIGNATURE IN ORIGINAL]

[SEE SIGNATURE IN ORIGINAL]

LOAD-DATE: June 16, 2008

