

Via Portal Submission

February 8, 2024 MGEX DCM Submission No. 24-3

Mr. Christopher Kirkpatrick Secretary of the Commission Commodity Futures Trading Commission Three Lafayette Centre 1155 21<sup>st</sup> Street NW Washington, DC 20581

# RE: Rule Certification Submission Pursuant to Regulation 40.6(a); Amendments to MGEX Rules

Dear Mr. Kirkpatrick:

Pursuant to Commodity Exchange Act ("CEAct") Section 5c and Commodity Futures Trading Commission ("CFTC" or "Commission") Regulation 40.6(a), the Minneapolis Grain Exchange, LLC ("MGEX" or "Exchange") hereby certifies that the amendments to MGEX Rule 2.1.4., Rule 2.1.7., Form 4-00.00, Form 4-01.00, Form 4-10.00, Form 4-10.01, Form 4-14.00, Form 4-15.00, Form 20-26.00, Form 9-00.00, Form 3-20.00, and the Response to Commission Registrant Complaint Form; and deletion of Form 5-02.00, Form 5-10.00, Form 5-14.00, and Form 5-15.00 as set forth in Exhibit A, comply with the CEAct and the Commission regulations promulgated thereunder (the "Proposed Amendments"). Formatting and spacing may vary slightly upon implementation in the Rulebook. MGEX further certifies that the submission and pending changes to the MGEX Rules have been posted on the Exchange website at the following link: <a href="https://www.miaxglobal.com/markets/us-futures/mgex/rule-filings">https://www.miaxglobal.com/markets/us-futures/mgex/rule-filings</a>.

# **Overview of Rule Amendments**

The Proposed Amendments to the above-referenced Rules are to update MGEX holidays, update certain forms and references therein contained in the MGEXRulebook, and update cross-citations in certain Rules.

# **DCM Core Principles**

MGEX has reviewed the Core Principles for designated contract markets ("DCM Core Principles") and identified that the Proposed Amendments may impact the following DCM Core Principles:

- DCM Core Principle 2 Compliance with Rules: The Proposed Amendments will establish a clearer Rulebook by updating certain rules and forms that require such.
- DCM Core Principle 7 Availability of General Information: The Proposed Amendments have been disseminated on the MGEX website, and will be available in the MGEX Rulebook, which is accessible online.

Pursuant to MGEX Bylaw 3.1., the Proposed Amendments were approved on February 7, 2024. There were no substantive opposing views expressed with respect to this filing. The Proposed Amendments are

# MINNEAPOLIS GRAIN EXCHANGE, LLC

400 South 4<sup>th</sup> Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

to be effective when incorporated into the MGEX Rulebook and posted on its website, which will be at least 10 business days following the date of this submission.

If there are any questions regarding this submission, please contact me at (612) 321-7128 or <u>psparby@miaxglobal.com</u>. Thank you for your attention to this matter.

Sincerely,

etchy

Peter D. Sparby Vice President, Counsel

Enclosure

# MINNEAPOLIS GRAIN EXCHANGE, LLC

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# **EXHIBIT A**

The following MGEX Bylaws are to be amended. Additions are <u>underlined</u> while deletions are strikethrough.

# CHAPTER 2 UNIVERSAL PROVISIONS

# 2.1.4. MGEX RULES, INTERPRETATION, AND ENFORCEMENT AUTHORITY.

The Exchange has adopted the MGEX Rules, and from time to time adopts amendments to such Rules (See **Bylaw** <u>2.3.</u>204.01. and <u>2.4.</u>204.02.), to promote a free and open market on the Exchange, to maintain appropriate business conduct, and to provide protection to the public. The Exchange, in its sole discretion, will interpret and enforce the MGEX Rules not inconsistent with applicable provisions of the CEA and CFTC Regulations.

# 2.1.7. HOLIDAYS.

The following days are declared to be holidays, during which the Exchange will not be open for business: New Year's Day, Dr. Martin Luther King, Jr. Day, Presidents' Day, Good Friday, Memorial Day, <u>Juneteenth</u>, Independence Day, Labor Day, Thanksgiving Day and Christmas Day. When a holiday falls on a Saturday it will be observed the preceding Friday. When a holiday falls on a Sunday it will be observed the following Monday. The Exchange may, in its discretion, declare additional holidays and details of observance.

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# MGEXMINNEAPOLIS GRAIN EXCHANGEPART IFORM 4-100.00Page 1 of 3ARBITRATION PROFILEPage 1 of 3

The information included on Part 1 of the data sheet will be disclosed to the parties at the time you are selected to enable them to determine potential conflicts of interest.

Name:					
Position:					
Employer's Name:					
Employer's Address:					
	Street				
	City		State	Zip	
Preferred mailing add	lress:	Business			
9		Home			
		Other			

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In the space provided below, please list your employment history. Include your present position first. If retired, please list your last employer, number of years at the firm and date of retirement. A resume may be submitted in lieu of this section.

	Previous Employer:				 	
	Starting Date:/ Month	/ Date	Ending Date: Year		Year(s) _ Year	
	Position/Title:					
	Duties/Responsibilities				 	
	Previous Employer:					
	Starting Date:/_ Month	/ Date	Ending Date: Year		Year(s) _ Year	
	Position/Title:				 	
	Duties/Responsibilities				 	
	Previous Employer:				 	
	Starting Date:/_ Month	/ Date	Ending Date: Year		Year(s) _ Year	
	Position/Title:				 	
	Duties/Responsibilities				 	
INNEAPOLIS	GRAIN EXCHANGE, LLC					
00 South 4 <sup>th</sup> S	Street   130 Grain Exchange	Building	Minneapolis, MN 554	15		
jex.com						

PART I Page 3 of 3

# In the space provided below, please list your educational background. (Information provided in this section is optional)

School Level	Name and Location	No. of Years Attended	Did You Graduate	Subjects Studied
High School				
College				
Graduate School				
Trade Business or Other School				

Describe any current or prior experience, as an arbitrator in a <u>futures indu</u>strycommodities dispute <u>andincluding, but not limited to, experience</u> as an arbitrator <u>in general</u>, or other experience that you feel qualifies you to serve.

List the name of any Professional or Business Associations of which you are a member. Include offices held.

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# MINNEAPOLIS GRAIN EXCHANGE, LLC

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			Page 1 of 2
Name:	Social S	Security No:	
Home Telephone: _()		Date of Bir	th:
//			
<del>(include Area Code)</del>			
Monthh_Date_eYear			
Office Telephone:_()			
(include Area Code)			
Home Address:			
Street	City	State	Zip

The following information is requested to enable the Secretary of the ExchangeCompany to determine if there is a potential conflict which would preclude you from r serving on an particular arbitration panel.

1. Brokerage firm(s) where you maintain an account (include IRA and Keogh Accounts).

2. Do you, your employer/firm, or your family have any significant business relationships with futures industry commodities firms? If so, please list the name of the firm(s) and the type of relationship.

- 3. Have you ever had your registration or authority to practice any business or professional license revoked or suspended?-
- 4. Have you ever been disciplined by the MGEXMinneapolis Grain Exchange or another selfregulatory organization? If so, give dates and details.

Previous arbitration experience:

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# PART II

		PART
		Page 2 of
<mark>7.</mark> 6.Wł	nat area(s) do you feel you are most qualifi	ed to arbitrate?
	Cash Grain Trading	Weights and Grades
	Deliveries	Transportation Issues
	Futures or Options	Other
<mark>8.</mark> 7.Att	orneys:	
Α.	Areas of practice in which you are most a	active:
В.	Bar Admission – Jurisdiction:	
	THAT THE INFORMATION SUPPLIED ON DGE, CORRECT AND COMPLETE.	N THIS FORM IS, TO THE BEST OF MY
		N THIS FORM IS, TO THE BEST OF MY

PLEASE COMPLETE, SIGN AND RETURN THIS FORM TO:

MGEXMINNEAPOLIS GRAIN EXCHANGE

<u>Secretary's Office Corporate Secretary</u> 400 South 4<sup>th</sup> Street – Suite 1<u>30</u>11

Minneapolis, MN 55415

MINNEAPOLIS GRAIN EXCHANGE, LLC

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# MGEXMINNEAPOLIS GRAIN EXCHANGE FORM 4-201.00 IMPARTIALITY FORM

Listed below are any circumstances likely to <u>effect affect</u> impartiality, including any bias or any financial or personal interest in the result of the arbitration or any past or present relationship with the parties or their counsel.

	Name	
		Arbitrator (Please type or print)
		(Signature)
<del>2000 11 16 16:00:15</del>		
Referenced in Rules 401.00, 403.00		(Date)
Minneapolis grain exchange, LLC		
400 South 4 <sup>th</sup> Street   130 Grain Exchange Building   Minneapolis MN 55415		

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# MGEXMINNEAPOLIS GRAIN EXCHANGE FORM 4-<u>3</u>10.00 STATEMENT OF CLAIM

, 20\_\_\_\_

To the Secretary of <u>MGEX</u>the Minneapolis Grain Exchange

\_\_\_\_\_\_, Complainant, hereby submitting to the jurisdiction of a Board of Arbitration, and hereby voluntarily submits the Claim or Grievance herein referred to, to the arbitrament of said Panel, makes and files this Complaint against

\_\_\_\_\_, as Respondent, in accordance with the Charter, <u>Bylaws, the</u> Rules, customs and usages of said <u>Grain</u> Exchange with a view to an arbitration thereunder.

**AND FOR CAUSE OF COMPLAINT SAYS:** That Complainant has a matter of dispute or difference with Respondent growing out of a transaction, the facts and particulars relating to which are as follows:

(The Complainant shall then set forth in plain language the substance and particulars of the Complainants demands, commodity <u>contract</u>, date, month, quantity, price, time, parties involved, etc.)

(If you need more space to explain your claim, please attach additional paper.)

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The computation of monetary loss is based on the following calculation:

In support of these allegations, I present as evidence the following documents: (i.e., statements of witnesses, pertinent documents such as floor orders, account statements, time and sales, trading cards, etc.). Copies of the evidentinary material should correspond with the heading you have assigned below.

C-1	C-7
C-2	C-8
C-3	C-9
C-4	C-10
C-5	C-11
C-6	C-12
C-7	C-13
Subscribed and sworn to before me thisday of A.D., 20	Complainant's Signature:
Notary Public,County State of	
	Print Name
Notary Public	Date
SEAL	
APOLIS GRAIN EXCHANGE, LLC	
<del>1 16 16:01:38</del> uth 4 <sup>th</sup> Street   130 Grain Exchange Building   Minnear	oolis. MN 55415
and in Rule 410.00	

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# MGEXMINNEAPOLIS GRAIN EXCHANGE FORM 4-<u>4</u>10.01 PETITION FOR JOINT ARBITRATION

, 20\_\_\_\_

# To the Secretary of <u>MGEX</u>the <u>Minneapolis Grain Exchange</u>

\_\_\_\_\_\_and\_\_\_\_\_hereby submit to the jurisdiction of a Board of Arbitration, and hereby voluntarily submit their respective claims or grievances hereinafter referred to, to the arbitrament of a panel of arbitration in accordance with the Charter, <u>Bylaws, the</u> Rules, custom and usages of the<u>Minneapolis Grain</u> Exchange.

Attached hereto is a sworn statement of claim or grievance by each Petitioner. Also attached are documents, if any, which are submitted as evidence to support each Petitioner's grievance or claim.

Petitioners jointly wish to place the matters in issue before a Board of Arbitration, but neither Petitioner wishes to take <u>the position of Complainant</u>. The Board of Arbitration will, however, for procedural purposes only, including the identifying caption of the matter, assign one Petitioner as Complainant and one Petitioner as Respondent.

**First Petitioner** 

Second Petitioner

MINNEAPOLIS GRAIN EXCHANGE, LLC

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# PETITION FOR JOINT\_ARBITRATION First Petitioner Page 2 of 5

The Petitioner shall set forth in plain language the substance and particulars of the Petitioner's demands, commodity, date, month, quantity, price, time, parties involved, etc.

(If you need more space to explain your claim, please attach additional paper.)

MINNEAPOLIS GRAIN EXCHANGE, LLC

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The computation of monetary loss is based on the following calculation:

In support of these allegations, I present as evidence the following documents: (i.e., statements of witnesses, pertinent documents such as floor orders, account statements, time and sales, trading cards, etc.). Copies of the evidentinary material should correspond with the heading you have assigned below.

ure:
)

Date

Notary Public

SEAL

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# PETITION FOR JOINT ARBITRATION

**Second Petitioner** 

# Page 4 of 5

The Petitioner shall set forth in plain language the substance and particulars of the Petitioner's demands, commodity, date, month, quantity, price, time, parties involved, etc.

(If you need more space to explain your claim, Please attach additional paper.)

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The computation of monetary loss is based on the following calculation:

In support of these allegations, I present as evidence the following documents: (i.e., statements of witnesses, pertinent documents such as floor orders, account statements, time and sales, trading cards, etc.). Copies of the evidentinary material should correspond with the heading you have assigned below.

C-1	C-7
C-2	C-8
C-3	C-9
C-4	C-10
C-5	C-11
C-6	C-12
C-7	C-13
Subscribed and sworn to before me thisday of A.D., 20	Complainant's Signature:
Notary Public,County State of	
	Print Name
Notary Public	Date
AGE 2000 11 16 16:02:17 Referenced in Rule 410.00 MINNEAPOLIS GRAIN EXCHANGE LLC 400 South 4 <sup>th</sup> Street   130 Grain Exchange Building   Minneap 612-321-7101	
mgex.com	

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# MGEXMINNEAPOLIS GRAIN EXCHANGE FORM 4-514.00 RESPONDENT'S ANSWER

To the Secretary of <u>MGEX</u>the Minneapolis, Grain Exchange

# IN THE MATTER OF CLAIM OR GRIEVANCE OF

\_\_\_\_\_(Petitioner)

vs.

(Respondent)

The above Respondent hereby submitting to the jurisdiction of said Board of Arbitration, and hereby voluntarily submitting the Claim or Grievance referred to in said Complainant and in the Answer to the arbitrament of said Panel for Answer to the Complainant says:

(The Answer shall then set forth in plain language the substance and particulars of the Respondent's Answer.)

(Describe in detail the circumstances surrounding the transactions(s) in question; e.g., date, commodity month, price, quantity, time, parties involved, etc. You may attach photocopies of pertinent documents such as floor orders, account statements, trading cards, time and sales, and sworn statements of witnesses).

(If you need more space to explain your <u>Answer</u>Counterclaim, please attach additional paper)

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# RESPONDENT'S ANSWER Page 2 of 2

In support of this Answer, I present as evidence the following documents: (i.e., statements of witnesses, pertinent documents such as floor orders, account statements, time and sales, trading cards, etc.). Copies of the evidentinary material should correspond with the heading you have assigned below.

R-1	R-7
R-2	R-8
R-3	R-9
R-4	R-10
R-5	R-11
R-6	R-12
Subscribed and sworn to before me this day of	Respondent's Signature:

this\_\_\_\_\_day of \_\_\_\_\_A.D., 20\_\_\_\_ Notary Public,\_\_\_\_County State of \_\_\_\_\_

Print Name

Date

Notary Public

SEAL



### MINNEAPOLIS GRAIN EXCHANGE, LLC

400 South 4<sup>th</sup> Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

Filing Fee: \$\_\_\_\_\_ (Payment of filing fee must Accompany Counterclaim)

# MGEXMINNEAPOLIS GRAIN EXCHANGE FORM 4-615.00 STATEMENT OF COUNTERCLAIM

To the Secretary of MGEX the Minneapolis Grain Exchange

١,	, (trading initials)	customer (see
С	CFTC Regulation § 166.5) of the Minneapolis Grain Exchange, hereby file a counterclaim a	against

\_\_\_\_\_, Complainant. I claim a loss of \$\_\_\_\_\_ Based on the actions(s) or omission(s) of \_\_\_\_\_\_ as follows:

(If you need more space to explain your claim, please attach additional paper.)

MINNEAPOLIS GRAIN EXCHANGE, LLC

400 South 4th Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

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Page 1 of 2

\_, 20\_

Page 2 of 2

The computation of monetary loss is based on the following calculation:

In support of these allegations, I present as evidence the following documents: (i.e., statements of witnesses, pertinent documents such as floor orders, account statements, time and sales, trading cards, etc.). Copies of the evidentinary material should correspond with the heading you have assigned below.

CC-1	CC-7
CC-2	CC-8
CC-3	CC-9
CC-4	CC-10
CC-5	CC-11
CC-6	CC-12

Subscribed and sworn to before me this \_\_\_\_\_day of A.D., 20 Notary Public, \_\_\_\_\_County State of

Complainant's Signature:

Print Name

Notary Public



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2

Date

# MINNEAPOLIS GRAIN EXCHANGE FORM 5-02.00 IMPARTIALITY FORM

Listed below are any circumstances likely to effect impartiality, including any bias or any financial or personal interest in the result of the arbitration or any past or present relationship with the parties or their counsel.

		Name:_	
			Arbitrator (Please type or print)
			(Signature)
_			
Ę			
<b>MG</b> 200	E 10-11-16 18:27:50		<del>(Dato)</del>
M <mark>Ref</mark>	ferenced in Rules 502.00, 504.01 APOLIS GRAIN EXCHANGE, LLC		
	outh 4 <sup>th</sup> Street   130 Grain Exchange Building   Minneapolis, MN 5541 <mark>5</mark>		
612-32 mgex.c	21-7101 Som		
<u> </u>			

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# MINNEAPOLIS GRAIN EXCHANGE, LLC

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# MINNEAPOLIS GRAIN EXCHANGE FORM 5-10.00 STATEMENT OF CLAIM

20\_\_\_\_

# To the Secretary of the Minneapolis Grain Exchange

\_\_\_\_\_\_, Complainant, hereby submitting to the jurisdiction of a Board of

Arbitration, and hereby voluntarily submits the Claim or Grievance herein referred to, to the arbitrament of said Panel, makes and files this Complaint against

\_\_\_\_\_\_, as Respondent, in accordance with the Charter, Rules, customs and usages of said Grain Exchange with a view to an arbitration thereunder.

**AND FOR CAUSE OF COMPLAINT SAYS:** That Complainant has a matter of dispute or difference with Respondent growing out of a transaction, the facts and particulars relating to which are as follows:

(The Complainant shall then set forth in plain language the substance and particulars of the Complainants demands, commodity, date, month, quantity, price, time, parties involved, etc.)

(If you need more space to explain your claim, please attach additional paper.)

### MINNEAPOLIS GRAIN EXCHANGE, LLC

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# STATEMENT OF CLAIM Page 2 of 2

The computation of monetary loss is based on the following calculation:

In support of these allegations, I present as evidence the following documents: (i.e., statements of witnesses, pertinent documents such as floor orders, account statements, time and sales, trading cards, etc). Copies of the evidentinary material should correspond with the heading you have assigned below.

C-1	C-7
	•
	<u>C-8</u>
	<u> </u>
<u>C-3</u>	<u>C-9</u>
	<u> </u>
0.4	0.40
C-4	<b>C-10</b>
0.5	0.44
C-5	C-11
	• • •
C-6	<u>C-12</u>
Subscribed and sworn to before me	Complainant's Signature:
thisday of	
<u>A.D., 20</u>	
Notary Public,County	
State of	
	Print Name
	Filit Natio
Notary Public	Date
	Dato
SEAL	
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<del>2001 12 12 16:05:45</del>	
l 	
Referenced in Rule 510.00	
NNEAPOLIS GRAIN EXCHANGE, LLC	

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# MINNEAPOLIS GRAIN EXCHANGE FORM 5-14.00 RESPONDENT'S ANSWER

RESPONDENT'S AN	SWER
	, <u>20</u>
To the Secretary of the	
Minneapolis, Grain Exchange	
IN THE MATTER OF CLAIM	
OR GRIEVANCE OF	
	(Petitioner)
	(*********
<del>\S.</del>	
	(Respondent)
The above Respondent hereby submitting to the jurisdiction voluntarily submitting the Claim or Grievance referred to in searbitrament of said Panel for Answer to the Complainant say (The Answer shall then set forth in plain language the substance)	aid Complaint and in the Answer to the <del>/s:</del> ance and particulars of the Respondent's
(Describe in detail the circumstances surrounding the transa month, price, quantity, time, parties involved, etc. You may a such as floor orders, account statements, trading cards, time witness).	attach photocopies of pertinent documents

(If you need more space to explain your counterclaim, please attach additional paper)

# MINNEAPOLIS GRAIN EXCHANGE, LLC

400 South 4th Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

# RESPONDENT'S ANSWER Page 2 of 2

In support of this Answer, I present as evidence the following documents: (i.e., statements of witnesses, pertinent documents such as floor orders, account statements, time and sales, trading cards, etc). Copies of the evidentinary material should correspond with the heading you have assigned below.

<del>R-1</del>	_ <del>R-7</del>
D O	<del>R-8</del>
<del>R-2</del>	<u> </u>
<del>R-3</del>	R-9
R-4	R-10
<del>R-5</del>	R-11
<del>R-6</del>	R-12
Subscribed and sworn to before me	Respondent's Signature:
thisday_of	
A.D., 20	
Notary Public,County	
State of	
	Print Name
Notary Public	Date
	2010
SEAL	
<b>—</b>	
<del>2000 11 16 18:30:00</del>	
Referenced in Rule 514.00	
MINNEAPOLIS GRAIN EXCHANGE, LLC	
400 South 4 <sup>th</sup> Street   130 Grain Exchange Building   Minneapolis, MN	55415
612-321-7101	/
mgex.com	

Filing Fee: \$		Page 1 o
(Payment of filing fee must		
Accompany Counterclaim)		
	MINNEAPOLIS GRAIN EXCHANGE	
	FORM 5.15.00	
	STATEMENT OF COUNTERCLAIM	
		20
		, 20
Fo the Secretary of the		
Minneapolis Grain Exchan	<del>igo</del>	
3	, (trading initials)	<del>customer (s</del>
CFTC Regulation § 166.5) of	f the Minneapolis Grain Exchange, hereby file a count	terclaim against
	. Complainant. I claim a loss	of ¢
Based on the actions(s) or o	······································	01-\$
	HIISSIOH(S) OI	
as follows:		
IS TOHOWS:		
<del>as tollows:</del>		
<del>as ioliows:</del>		
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<del>IS IOHOWS:</del>		
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<del>15-10110WS:</del>		
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<del>15 IOHOWS:</del>		
<del>15-10110WS:</del>		
<del>15 IOHOWS:</del>		
<del>15 IOHOWS:</del>		
<u>+E-IOHOWS:</u>		
<u>28-IOHOWS:</u>		
<u>48-IOHOWS:</u>		
<u>25 IOHOWS:</u>		
<u>+E-IOHOWS:</u>		

(If you need more space to explain your claim, please attach additional paper.)

# MINNEAPOLIS GRAIN EXCHANGE, LLC

400 South 4<sup>th</sup> Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

# STATEMENT OF COUNTERCLAM Page 2 of 2

Date

The computation of monetary loss is based on the following calculation:

In support of these allegations, I present as evidence the following documents: (i.e., statements of witnesses, pertinent documents such as floor orders, account statements, time and sales, trading cards, etc). Copies of the evidentinary material should correspond with the heading you have assigned below.

<del>CC-1</del>	<u>CC-7</u>
CC-2	CC-8
<del>CC-3</del>	<u> </u>
CC-4	<u> </u>
CC-5	CC-11
<del>CC-6</del>	<u> </u>

Subscribed and sworn to before me	Complainant's Signature:
thisday of	
<u> </u>	
Notary Public,County	
State of	
	Print Name

\_\_\_\_\_

400 South 4<sup>th</sup> Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

#### mgex.com

Notary Public

Date:

Name Street City, State, Zip

Dear\_\_\_\_\_:

#### RE: RESPONSE TO COMMISSION REGISTRANT COMPLAINT

We understand that you seek redress from a -customer (see CFTC Regulation § 166.5) in connection with misunderstandings or disagreements arising from the handling of your account, or orders or executions for your account, on business conducted on, and subject to MGEX Rules.

We ask that you complete the enclosed **<u>STATEMENT</u>** OF CLAIMS FORM, which will be the basis for your claim against the customer whom you indicate.

In describing the substance of the Complaint, please indicate as accurately as you can the dates involved, the commodities in dispute and, where appropriate, the number of contracts, the prices and any other pertinent information. Identify any other persons involved, either as participants or witnesses and, where possible, their business affiliation. Copies of orders, confirmations, statements, trade agreements or other memoranda will be helpful.

When the completed Complaint form has been received by this office, the Respondent will\_be advised and, in accordance with MGEX Rules, an arbitration panel will be formed to arbitrate the differences.

In arbitrations between one Exchange customer and another, the Exchange chooses arbitrators from a pool of twenty (20) or more persons, and all of whom are familiar with MGEX Bylaws and Rules, customs and usages. How ever, in an arbitration between a Commission registrant (see CFTC Regulation § 166.5) and another customer, the Commission registrant customer may elect to have the dispute heard by an independent, or mixed, panel. This independent panel will consist of two persons who are not customers of the Company nor associated with any customers of the Exchange, and one Exchange customer.

Should you elect to have the dispute heard by an independent panel as described above, it is necessary that you advise the Secretary in writing within ten (10) business days after the

### MINNEAPOLIS GRAIN EXCHANGE, LLC

400 South 4<sup>th</sup> Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

# RESPONSE TO COMMISSION REGISTRANTCOMPLAINT PAGE2

date of the Secretary's Notice. In the absence of such advice from you, the dispute will be heard by the Arbitration Panel.

Fees from each hearing before a Customer Claims Arbitration Panel (whether customers or independent) shall be as follow s:

For each case involving up to \$2,500.00	\$100.00
For each case involving \$2,501.00 to \$10,000.00	\$200.00
For each case involving more than \$10,000.00	\$300.00
For any non-monetary claims	\$300.00

The amount of the fee shall be based on the amount asked in the Complaint; and, in cases in which the payment of money is neither asked in the Complaint nor awarded, the fees shall be at the discretion of the panel, but, in no case more than three hundred dollars (\$300.00).

In each case, all fees shall be paid in advance to the Exchange. Such fees shall be retained by the Exchange whether the case is heard or not.

The CFTC has ruled that the incremental cost for an independent panel is solely for the expense of the Exchange customer unless the arbitrators determine that the customer acted in bad faith in initiating or conducting the proceedings.

Please note that MGEX Rule 418.00. PRE-HEARING EXCHANGE OF DOCUMENTS AND WRITTEN INFORMATION (see enclosed copy of Arbitration Rules) requires that all parties cooperate in the voluntary exchange of relevant documents and written information to facilitate a fair, equitable and expeditious hearing.

If you have questions or need further assistance in completing the Complaint form, please contact me at 612-321-7101 or write:

> <u>MGEX</u>Minneapolis Grain Exchange Attn: Corporate Secretary 400 South 4<sup>th</sup> Steet – Suite 130 Minneapolis, MN 55415

Please remember to let us know if you want an independent panel. Also, please accompany your Complaint form by a check in the appropriate amount (see previous page and Customer Claim Form).

Very truly yours, Minneapolis Grain Exchange MGEX

Corporate Secretary's Office

Form - Response to Commission registrantcomplaint

### MINNEAPOLIS GRAIN EXCHANGE, LLC

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#### mgex.com

# MGEXMINNEAPOLIS GRAIN EXCHANGE FORM 20-26.00 REQUIRED LOAD-OUT NOTICE

			Serial No					
We have loaded out of the			Minneapolis, MN Elevator for your accountcars ese cars are carded to the				s containing	
Yard for ou		l possessio	n thereof ca			der of the origi		
X or V C	Car No.	Initial	Gross Pounds	Bushels	Capacity Ordered	Capacity Furnished	Remarks	
	ed at R.R. Co. d to full visible		nce.		(Name of El	evator Compar		
Out. Positi	ach line not us vely not more t e cars in all.			Per				
	<del>620:17:15</del> ced in Rule 813							

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# MGEXMINNEAPOLIS GRAIN EXCHANGE FORM 20-26.00 REQUIRED LOAD-OUT NOTICE

			Serial No					
TO			N	linneapolis,	MN		_, 20	
We have loaded out of the These cars Yard for our account, and possession there the Load-out Notice properly signed.				Elevator for your account ca s are carded to the of can be obtained upon surrender of the or			Railroad	
X or V C	Car No.	Initial	Gross Pounds	Bushels	Capacity Ordered	Capacity Furnished	Remark	
	ed at R.R. Co.' d to full visible		nce.		(Name of El	evator Compa	iny)	
Out. Positiv	ach line not us vely not more t e cars in all.			Per				
6 <u>6</u>								
<del>)00 11 16 20:1</del>	<del>17:15</del>							
eferenced ir	n Rule 813.01							

# MINNEAPOLIS GRAIN EXCHANGE, LLC

400 South 4<sup>th</sup> Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

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Please note that each elevator and location must submit a separate application.

#### MINNEAPOLIS GRAIN EXCHANGE, LLC

400 South 4<sup>th</sup> Street | 130 Grain Exchange Building | Minneapolis, MN 55415 612-321-7101

Elevator Information Cont	inued		
	Eevator Location:	Waterfront Interior	
	Switching District:		. Paul, Minnesota sota/Superior, Wisconsin nnesota
	Connects to One or More Rail Lines?	Yes No	
	List Railroad(s) Serving Elevator:	(1) (2) (3)	
	Type of Warehouse License:	Federal State of	License Number: License Number:
CAPACITY			
Licensed Storage Capacity at E	evator:		bushels
Total Licensed Storage Capacity Elevators Applying for Regularity			bushels
Minimum Load-out Rate in an 8 by Mode of Transportation	Hour Shift		bushels per day bushels per day bushels per day
Can you load-out by rail and ba	rge or by rail and vessel at	the same time?	()Yes ()No
If yes, minimum combined load-	out rate:		bushels per day
TARIFF			Note: The maximum load-out
Storage Per Day: \$	p	er bushel	charge is eight cents per bushel. Furthermore,
Insurance Per Day: \$	p	er bushel	insurance is included within the storage charge which is
Other Insurance Rate:			limited to \$.002333 per bushel per day.

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Page 3 of 3

	CONTA	CTS				
Contact Person:						
Title:						
Address:						
	Street		Suite Number			
	City	State	Zip Code			
Telephone Number:		Fax Numbe	r:			
Email Address:						
2nd Backup Person:						
Address:						
	Street		Suite Number			
	City	State	Zip Code			
Telephone Number:		Fax Numbe	r:			
Email Address:						
Before this application can be considered the following documents must be included:						
Tariff Audited Financial		17	Warehouse License			
*11	not already forwarded as re	equired by the MGEX Rules				

The undersigned agrees to comply with all MGEX Rules.

Additionally, the undersigned shall agree to subscribe to all of the applicable provisions of the CEA and CFTC Regulations.

Return this form to:
MGEX
Attn: Corporate Secretary
400 S. 4 <sup>th</sup> St., Suite 130
Minneapolis, MN 55415
Phone: (612) 321-7169
Fax: (612) 339-1155

Applicant's Name (Please type or print)
Signature
Title
Phone Number
Fax Number

Date

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# MGEXMINNEAPOLIS GRAIN EXCHANGE FORM 3-20.00 RELEASE TO TRADE PERSONAL ACCOUNT

As an authorized representative o	(Company Name	e)
is -registered in the name of		
J		(Print Exchange Customer's Name)
I,(Print Name)		, hereby release said Custor
		said Customer to trade his/her accou
		Print Officer's Name
		Sign Officer's Name
		Title
		Date
Return this form to:		
C	Minneapolis Grain Exchange epartment of Audits and Investi 400 South 4th Street Suite 1 <u>30</u> 44 Minneapolis, MN 55415	
<b>_</b>	(612) 338-6212	
<b>MGE</b> 2000 10 10 18:30:01		
Referenced in Rule 320.00		

612-321-7101