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**COMMENT**

November 15, 2002

**Received CFTC  
Records Section**

11/22/2002

Jean A. Webb  
Secretary  
Commodity Futures Trading Commission  
Three Lafayette Centre, 1155 21<sup>st</sup> Street, NW  
Washington, DC 20581

Re: *Pickett, et al. v. IBP, inc.*  
Our File No. 699109

*Murdoch v. Excel*  
Our File No. 602180

*Lueking v. ConAgra*  
Our File No. 602181

Ms. Webb:

1. Enclosed please find a letter sent this day to the Chicago Mercantile Exchange. As the letter expresses my grave concern about recent CME changes associated with trading speculation contract positions in cattle, and requiring new delivery terms and circumstances.
2. These changes have the potential to significantly and adversely impact the already dysfunctional cash market for fed cattle. The CME's role in price discovery among cattle producers has taken on increasing importance as historical Packers & Stockyards-regulated reporting agencies have dwindled.

3. Your attention to this concern is respectfully requested.

Respectfully,

A handwritten signature in black ink, appearing to read "David A. Domina". The signature is fluid and cursive, with a large initial "D" and "A".

David A. Domina

DAD/rss

Enc: as noted

November 15, 2002

Chicago Mercantile Exchange  
Attention: Chairman  
20 South Wacker Drive  
Chicago, IL 60606-7402

Re: *Pickett, et al. v. IBP, inc.*  
Our File No. 699109

*Murdoch v. Excel*  
Our File No. 602180

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Chairman:

1. I have learned recently of changes made by the Chicago Mercantile Exchange's governing body. On or about October 17, 2002 rule changes were made concerning fed cattle futures contracts. These changes are believed to significantly and adversely impact the price discovery process, and the impact of the CME price quotations "on that process."
2. May I respectfully request
  - (a) The text of the proposed rule change.
  - (b) The CME's explanation for the proposed rule change.
  - (c) A copy of any committee report or internal or external analysis of the proposed rule change made by the CME, or anyone else for it, or in association with it, concerning the rule change.
  - (d) Input received by the CME received from any beef slaughter company, including, but not limited to, Tyson's/IBP, ConAgra, or Excel (or its parent Cargill) concerning the proposed rule change.

2. Thank you for your courtesies.

Respectfully,

A handwritten signature in black ink, appearing to read "David A. Domina". The signature is fluid and cursive, with a large initial "D" and a long horizontal stroke at the end.

David A. Domina  
DAD/rss