

Commodity Futures Trading Commission
CEA CASES

NAME: BEAR, STEARNS & CO. AND NORMAN G. FINE

DOCKET NUMBER: 232

DOCUMENT TYPE: ISSUANCE OF COMPLAINT

UNITED STATES DEPARTMENT OF AGRICULTURE

Commodity Exchange Authority

Washington, D.C. 20250

ISSUANCE OF COMPLAINT - CEA DOCKET NO. 232

(Administrative Hearing Under the Commodity Exchange Act)

A complaint and notice of hearing has been signed by the Assistant Secretary of Agriculture charging violation of the Commodity Exchange Act by:

Bear, Stearns & Co. and Norman G. Fine

(New York, New York)

The complaint charges that Bear, Stearns & Co., a registered futures commission merchant, and Norman G. Fine, a general partner of the firm, failed to comply with the segregation and recordkeeping provisions of the Commodity Exchange Act and regulations thereunder. The complaint alleges that the firm was undersegregated on several days during February, March, and April 1974 in amounts ranging up to \$ 133,000. Despite prior warning, the firm also failed to prepare a daily segregation computation for a number of days during December 1973 and January and February 1974.

The issuance of a complaint under the Commodity Exchange Act does not constitute proof of violation of the law. Such violation is established only when there has been a determination that the evidence substantiates allegations in the complaint. A determination is considered as having been made when a decision of the Administrative Law Judge becomes final or, after appeal, a decision is made by the Judicial Officer of the Department. Complaints are filed in the Office of the Hearing Clerk of the Department of Agriculture and are a matter of public record. Pending disposition of a complaint, it is the policy of the CEA not to comment or elaborate on charges contained therein or to discuss evidence on which it is based.

A public hearing on the complaint will be held before the Administrative Law Judge at a place, date, and time to be specified at a later date.

LOAD-DATE: June 16, 2008

