

Commodity Futures Trading Commission
CEA CASES

NAME: CARGILL, INCORPORATED, ERWIN E. KELM, H. ROBERT DIERCKS, WALTER B. SAUNDERS, AND BENJAMIN S. JAFFRAY

DOCKET NUMBER: 120

DOCUMENT TYPE: ISSUANCE OF COMPLAINT

UNITED STATES DEPARTMENT OF AGRICULTURE

Commodity Exchange Authority

Washington 25, D. C.

ISSUANCE OF COMPLAINT - CEA DOCKET NO. 120

(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:

Cargill, Incorporated

Erwin E. Kelm

H. Robert Diercks

Walter B. Saunders

(Minneapolis, Minnesota)

Benjamin S. Jaffray

(Chicago, Illinois)

The complaint charges attempted manipulation and manipulation of the price of the May 1963 wheat future on the Chicago Board of Trade on May 21, 1963, and of the price of Red Winter wheat in interstate commerce on May 20 and 21, 1963. It alleges that the respondents demanded and received prices for the May 1963 future which were arbitrary and artificial and that as a result of the operations of the respondent corporation cash wheat in Chicago sold at artificial prices.

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 the Judicial Officer of the Department has made a determination that the evidence substantiates allegations in the complaint. Complaints are filed in the Office of the Hearing Clerk of the Department of Agriculture and are a matter of public record. Pending disposition by the Judicial Officer, it is the policy of the Commodity Exchange Authority not to comment or elaborate on charges contained in complaints or to discuss evidence on which they are based.

A public hearing on the complaint is scheduled to be held before a referee at 10:00 a.m., local time, August 19, 1964, in Minneapolis, Minnesota.

LOAD-DATE: June 12, 2008

