

Commodity Futures Trading Commission
CEA CASES

NAME: H. SACKS & SONS AND JULIUS SACKS

DOCKET NUMBER: 80

DOCUMENT TYPE: ISSUANCE OF COMPLAINT

UNITED STATES DEPARTMENT OF AGRICULTURE

Commodity Exchange Authority

Washington 25, D. C.

ISSUANCE OF COMPLAINT - CEA DOCKET NO. 80

(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:

H. Sacks & Sons and

Julius Sacks

East Quogue, Long Island,

New York

The complaint charges that on numerous occasions from September 20, 1957, through February 12, 1958, respondent H. Sacks & Sons held positions in potato futures on the New York Mercantile Exchange of a size that required the submission of reports to the Commodity Exchange Authority, but failed or refused to file such reports in violation of section 4i of the Commodity Exchange Act and sections 6.10, 6.11, 6.12, and 6.21 of the rules and regulations thereunder. The trading for the account of H. Sacks & Sons was controlled and directed by respondent Julius Sacks, a partner in the firm.

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, May 1, 1958, in Room 202, 44 Beaver Street, New York, New York.

LOAD-DATE: June 16, 2008

