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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re

MF GLOBAL INC.,

Debtor.

Case No. 11-2790 (MG) SIPA

**TRUSTEE'S EXPEDITED APPLICATION FOR ENTRY OF AN ORDER  
ESTABLISHING PARALLEL CLAIMS PROCESSES FOR COMMODITY FUTURES  
CUSTOMER AND SECURITIES CUSTOMER CLAIMS; APPROVING FORM AND  
MANNER OF PUBLICATION AND MAILING OF NOTICE OF COMMENCEMENT;  
SPECIFYING PROCEDURES AND FORMS FOR FILING, INFORMAL AND FORMAL  
DETERMINATION, AND ADJUDICATION OF CLAIMS;  
FIXING A MEETING OF CUSTOMERS AND OTHER CREDITORS;  
AND FIXING INTERIM REPORTING PURSUANT TO SIPA**

James W. Giddens (the "Trustee"), as Trustee for the liquidation of the business of MF Global Inc. ("MFGI" or the "Debtor") under the Securities Investor Protection Act of 1970, as amended ("SIPA"), 15 U.S.C. § 78aaa *et seq.*, by and through his undersigned counsel, respectfully requests entry of an order (1) establishing parallel claims processes for commodity futures customer and securities customer claims; (2) approving the form and manner of the publication and mailing of the notice of commencement of this proceeding; (3) specifying procedures and forms for the filing, determination, and adjudication of claims; (4) fixing a

meeting of customers and other creditors; and (5) fixing an interim reporting procedure pursuant to SIPA. In support of this expedited application, the Trustee respectfully states as follows:

**Preliminary Statement**

1. The complexity and size of MFGI's business operations as a U.S. broker-dealer and futures commission merchant ("FCM") give rise to the unprecedented nature of this SIPA liquidation. For the benefit of MFGI's former customers, and in furtherance of the Trustee's statutory mandate to promptly satisfy customer claims and liquidate MFGI in an orderly fashion, the expedited claims procedure proposed by the Trustee, as outlined in this expedited application, will facilitate the Trustee's ability to receive, process and make determinations on the thousands of claims that the Trustee expects to receive from MFGI's former customers and other creditors and to allow claimants to monetize their claims in the market.

2. The Trustee proposes to establish separate, parallel, customer claims processes, one for MFGI's commodity futures customers, and the other for its securities customers, as well as an additional claims process for MFGI's general creditors. The Trustee, with this Court's approval, will follow the procedures prescribed in SIPA for determining claims and making payments to securities customers, and, to the extent not inconsistent with SIPA, will utilize the procedures prescribed in the Commodity Broker Liquidation Provisions and the Part 190 Regulations (as those terms are defined herein) for determining claims and making distributions to commodity futures customers, with the goal and full intention of making an interim distribution to customers, if feasible. General creditor claims will be treated in accordance with the Bankruptcy Code and SIPA.

3. This expedited application is an important and necessary procedural step toward accomplishing the prompt and efficient return of customer property. It is without prejudice to additional alternative efforts to return customer property—such as the emergency bulk transfer of open commodity contracts and partial collateral that was approved during the first days following the commencement of MFGI’s liquidation. The Trustee continues to investigate and explore all alternatives in consultation with the Securities Investor Protection Corporation (“SIPC”) and the U.S. Commodity Futures Trading Commission (“CFTC”), and, if feasible, based on the relatively poor state of the Debtor’s books and records and discussions with regulators, among other things, the Trustee may request to be before this Court again seeking authority to effect a further distribution or transfer to customers.

4. The two parallel expedited customer claims proceedings will advance and streamline the review, determination and distribution process, and help to facilitate potential interim distributions to customers, insofar as the pool of customer property subject to pro rata distribution to commodity futures customers is separate and distinct from the pool of customer property subject to pro rata distribution to securities customers (and only securities customers may be eligible for SIPC advances).

5. Although separate, many procedural aspects of the two customer claims proceedings will overlap as a result of practical considerations and similar procedural requirements under SIPA, the Commodity Broker Liquidation Provisions and the Part 190 Regulations. For example, as soon as practicable following the entry of a Court order approving, among other things, the form and manner of the publication and mailing of the notice of commencement of this proceeding and specifying procedures and forms for the filing,

determination, and adjudication of claims, the Trustee and his professionals will take action to effectuate the following:

- a. Promptly making claim forms and instructions available for download on the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), to enable claimants to download and submit completed claim forms promptly by mail to the Trustee, and strongly encouraging customers with claims to do so in order to expedite the claims process;
- b. Publication and mailing of the notice of commencement of this proceeding along with claim forms and instructions to all potential claimants identified in MFGI's books and records;
- c. Prompt review of claims, on a rolling basis, as they are filed, and communication with individual claimants by telephone and email to answer questions and obtain threshold information that is missing from a customer's filed claim and supporting documentation, which may be necessary to evaluate claims and facilitate a potential interim distribution to customers;
- d. Determination of claims, and resolution of disputes with claimants who may object to the Trustee's determination, by working with such claimants on an informal and cooperative basis, and, as necessary, following formal

procedures for obtaining a hearing before this Court, as set forth more fully below in this application; and

- e. Distributions of customer property and general estate property, including—to the extent legally and practicably possible—interim distributions of customer property, to satisfy allowed customer claims.

6. During the first two weeks since the commencement of MFGI's liquidation, the Trustee has made, and continues to make, all possible efforts to communicate with potential claimants and respond to the thousands of inquiries that already have been received by the Trustee and his professionals by, among other things, establishing a dedicated call center to address inquiries regarding the proceeding, as well as posting frequent and timely notices of relevant information on the Trustee's website. We understand that, as of the filing of this expedited application, the Trustee's website is receiving, on average, approximately 10,000 unique users per day and the telephone call center that the Trustee established has received approximately 4,000 calls per week. In furtherance of these efforts to communicate with and provide information to customers and creditors, the Trustee also seeks in this application Court approval to fix a meeting of customers and creditors and to fix a time for interim reports to provide, among other things, information about the customer claims process and the SIPA liquidation generally.

7. The procedures proposed by the Trustee in this expedited application, as set forth more fully in detail below, are intended to result in the allowance of meritorious claims and distributions to MFGI's customers and general creditors as quickly as legally and practicably

possible, including partial distribution in interim stages. The Trustee is committed to working with claimants on a cooperative basis to achieve this result.

### **Background**

8. On October 31, 2011 (the “Filing Date”), the Honorable Paul A. Engelmayer, United States District Court for the Southern District of New York, entered an Order (the “MFGI Liquidation Order”) commencing liquidation of MFGI pursuant to the provisions of SIPA in the case captioned *Securities Investor Protection Corp. v. MF Global Inc.*, Case No. 11-CIV-7750 (PAE).

9. The MFGI Liquidation Order, *inter alia*: (i) appointed James W. Giddens as Trustee for the liquidation of the business of MFGI pursuant to SIPA § 78eee(b)(3); (ii) appointed Hughes Hubbard & Reed LLP counsel to the Trustee pursuant to SIPA § 78eee(b)(3); and (iii) removed the case to this Court as required by SIPA § 78eee(b)(4) (the “SIPA Proceeding”). (MFGI Liquidation Order ¶¶ II, IX.)

10. Consistent with a trustee’s statutory mandate under subchapter IV of chapter 7 of title 11 of the United States Code (the “Bankruptcy Code”), 11 U.S.C. §§ 761-767 (the “Commodity Broker Liquidation Provisions”), as supplemented by the Commodity Exchange Act (“CEA”), 7 U.S.C. §§ 1 *et seq.*, and the regulations promulgated by the CFTC thereunder, 17 C.F.R. §§ 190.01 through 190.10 (the “Part 190 Regulations”), made applicable in this SIPA Proceeding under SIPA § 78fff-1(b), and working in cooperation with SIPC, the CFTC, the U.S. Securities and Exchange Commission (“SEC”), former MFGI personnel, and numerous derivatives clearing organizations (“DCOs”), including the Chicago Mercantile Exchange (“CME”) and others, the Trustee has, since the Filing Date, effected the transfer of approximately three million open commodity contracts in approximately 17,000 customer

accounts, along with approximately \$1.55 billion in collateral (the “Transfers”) to twelve or more futures commission merchants (“FCMs”) in accordance with this Court’s Order entered on November 2, 2011, approving the Transfers (the “Transfer Order,” ECF No. 14).

11. The effectuation of the Transfers is a testament to the extraordinary efforts, hard work, and dedication of the professionals and regulators involved, particularly given the exigent circumstances they faced, including the large volume and variety of types of customer commodity contracts carried by MFGI as of the Filing Date, and the consequent lack of any single FCM that would be willing and able to accept the entirety of MFGI’s open customer commodity positions.

12. As required under the Commodity Broker Liquidation Provisions and the Part 190 Regulations, the Trustee has begun to administer the orderly liquidation of customer commodity accounts that were not transferred by 5:00 p.m. on November 11, 2011.<sup>1</sup> *See* 17 C.F.R. § 190.02(f)(1). The Trustee intends to allow commodity futures customers to re-acquire “specifically identifiable property” as defined in 17 C.F.R. § 190.01(kk), subject to certain conditions, to the extent legally possible, and to satisfy the claims of commodity futures customers for their “net equity,” as defined in 17 C.F.R. §§ 190.01(aa) and 190.07(b), by allocating and making distributions, pursuant to Bankruptcy Code § 766(h) and 17 C.F.R. § 190.08, of “customer property,” as defined in Bankruptcy Code § 761(10) and 17 C.F.R. §§ 190.01(n) and 190.08(a).

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1. Pursuant to the Part 190 Regulations, the Trustee was obligated to commence liquidation of non-transferred open commodity contracts beginning after the close of business on Friday, November 4, 2011 (the last day that such transfers are expected to be concluded). Pursuant to 17 C.F.R. § 190.10(b), the Trustee sought, for good cause shown—and the CFTC did not object to the granting of—an extension of the time limit set forth in 17 C.F.R. § 190.02(e)(1) for effecting the transfers, such that the liquidation did not commence at that time, to give the Trustee additional time to effect the transfers.

13. In addition, the Trustee, in furtherance of his statutory mandate under SIPA to facilitate the prompt satisfaction of customer claims and the orderly liquidation of MFGI, is actively seeking to find SIPC-member firms that are willing and able to accept the bulk transfer of some or all of the approximately 450 customer securities accounts of MFGI, as provided in SIPA § 78fff-2(f). The securities claims procedures set forth herein will be applied to the extent that accounts cannot be transferred because of the lack of willing and appropriate transferees.

**Proposed Parallel Claims Procedures for  
Securities Customers and Commodity Futures Customers**

14. To the extent consistent with the provisions of SIPA, a liquidation proceeding is to be conducted in accordance with, and as though it were being conducted under, chapters 1, 3, 5, and 7 of the Bankruptcy Code, and a SIPA trustee has all of the duties of a trustee in a chapter 7 liquidation. 15 U.S.C. §§ 78fff(b) & 78fff-1(b). This includes the duties of a trustee liquidating a commodity futures merchant to the extent not inconsistent with SIPA. 15 U.S.C. § 78fff-1(b). The following proposed claims procedures comply with the requirements of SIPA and the CFTC's Part 190 Regulations, and are designed to determine and resolve claims against MFGI's estate speedily and fairly.

**Notice of Commencement**

15. SIPA § 78fff-2(a)(1) provides that, promptly after appointment, a trustee shall cause notice of the commencement of proceedings to be published in one or more

newspapers of general circulation in the form and manner determined by the Court.<sup>2</sup> In that regard, the Trustee requests that this Court enter an order approving the form of notice of commencement attached as Exhibit A (the “Notice of Commencement”) and directing the Trustee to publish such notice no later than November 28, 2011 in the following newspapers:

- *The New York Times*, all editions;
- *The Wall Street Journal*, all editions;
- *The Financial Times*, all editions; and
- *The Chicago Tribune*, all editions.

16. SIPA § 78fff-2(a)(i) further provides that a trustee shall cause notice of commencement of a SIPA proceeding to be mailed to each person who, on the books and records of the debtor, appears to have been a customer of the debtor with an open account within the past twelve months, at the address of such person as it appears on the debtor’s books and records, and to other creditors of the estate as determined from the debtor’s books and records. In addition, Bankruptcy Code § 765(a) and the Part 190 Regulations require a trustee to “promptly notify each customer of record in writing that an order for relief has been entered and must instruct each such customer to file a proof of customer claim.” 17 C.F.R. § 190.02(b)(4). Based on the Trustee’s investigation to date, there may be approximately 100,000 potential customer and creditor claims. The Trustee requests that this Court enter an order directing the mailing of the Notice of Commencement no later than November 28, 2011 to persons who, as identified from the Debtor’s books and records, may potentially assert claims as securities customers,

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2. The Part 190 Regulations have no corresponding requirement for newspaper publication of the Notice of Commencement.

commodity futures customers, or general creditors, and finding that such mailing complies with SIPA § 78fff-2(a)(i) and Bankruptcy Code § 765(a) and 17 C.F.R. § 190.02(b)(4). In addition, the Trustee will promptly make claim forms and instructions available for download on the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), to enable claimants to download and submit completed claim forms promptly by mail to the Trustee.

Claims Period and Bar Date for Securities Customers and General Claimants

17. SIPA § 78fff-2(a)(3) provides that no claim of a customer or other creditor of the debtor which is received by the trustee after the expiration of the six-month period beginning on the date of publication of the Notice of Commencement shall be allowed, except that the Court may, upon application within such period and for cause shown, grant a reasonable fixed extension of time for the filing of a claim by the United States, by a state or political subdivision thereof, or by an infant or incompetent person without a guardian.

18. Further, and also pursuant to SIPA § 78fff-2(a)(3), any net equity claim of a securities customer which is received by the Trustee after the expiration of such period of time as may be fixed by the Court (not exceeding sixty days after the date of publication of the Notice of Commencement) need not be paid or satisfied in whole or in part out of customer property, and, to the extent such claim is satisfied from monies advanced by SIPC, it shall be satisfied in cash or securities (or both) as the Trustee determines is most economical to the estate.

19. To expedite distributions to all customers and in keeping with SIPA, the Trustee respectfully requests that the Court enter an order fixing a sixty-day time period from the date of publication and mailing of notice for the filing of securities customer claims for net equity under SIPA to be entitled to the maximum possible protection under SIPA, and fixing a six-month deadline for the filing of any general claims, including those securities customer

claims filed after the sixty-day period of maximum SIPA protection. No claim of any kind will be considered if it is received after the six-month period.

20. Accordingly, and for the avoidance of doubt, based upon the proposed November 28, 2011 mailing date for the Notice of Commencement and related claims filing information, the Trustee requests that (i) the bar date for the maximum possible protection for securities customer claims under SIPA be So Ordered as January 27, 2012 and (ii) the bar date for all securities customer claims or general creditor claims be So Ordered as May 28, 2012.<sup>3</sup>

Claims Period and Bar Date for Commodity Futures Customers

21. The Part 190 Regulations direct a trustee to set forth a bar date in the commodity futures customer claim form. 17 C.F.R. § 190.02(d).

22. To expedite distributions to all customers and in keeping with the Commodity Broker Liquidation Provisions and the Part 190 Regulations, the Trustee respectfully requests that the Court enter an order fixing a sixty-day time period from the date of publication and mailing of notice for the filing of commodity customer claims for net equity under the Commodity Broker Liquidation Provisions, the Part 190 Regulations, and SIPA § 78fff-1(b).

23. Accordingly, and for the avoidance of doubt, based upon the proposed November 28, 2011 mailing date for the Notice of Commencement and related claims filing information, the Trustee requests that the bar date for the claims of commodity futures customers

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3. For the avoidance of doubt, even if the mailing of the Notice of Commencement and related claims filing information occurs prior to November 28, 2011, the January 27, 2012 and May 28, 2012 bar dates So Ordered by the Court will remain in full force and effect.

be So Ordered as January 27, 2012.<sup>4</sup> The January 27, 2012 deadline for filing a commodity futures customer claim may, only for good cause shown, be extended, but, under no circumstance will any extension be granted beyond the expiration of the six-month general creditor claim period on May 28, 2012, regardless of cause. In keeping with the proposed parallel processes for securities claimants, claims of commodity futures customers received after the sixty-day period but before the May 28, 2012 expiration of the six-month general creditor claim period, may be afforded general creditor status.

#### Filing of Claims

24. SIPA § 78fff-2(a)(2) provides that claims against the debtor shall be filed with the trustee. Likewise, the Part 190 Regulations at 17 C.F.R. § 190.02(d) require that each customer be instructed to file a customer claim with the Trustee. The Trustee requests that this Court enter an order directing that all claims against the Debtor in this proceeding be filed with the Trustee electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), or sent to the Trustee via certified mail, return receipt requested, through the Trustee's claims agent, Epiq Bankruptcy Solutions, LLC at: (i) for delivery via first class mail, MF Global Inc. Claims Processing Center, c/o Epiq Bankruptcy Solutions, LLC, P.O. Box 3656, Portland, OR 97208-3656; or (ii) for delivery via overnight courier or hand delivery, MF Global Inc. Claims Processing Center, c/o Epiq Bankruptcy Solutions, LLC, 10300 SW Allen Blvd., Beaverton, OR 97005.

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4. For the avoidance of doubt, even if the mailing of the Notice of Commencement and related claims filing information occurs prior to November 28, 2011, the January 27, 2012 bar date So Ordered by the Court will remain in full force and effect.

Trustee's Determinations of Claims and Efforts to Make Determinations Promptly

25. As set forth above, to the extent consistent with the provisions of SIPA, a liquidation proceeding is to be conducted in accordance with, and as though it were being conducted under, chapters 1, 3, 5, and 7 of the Bankruptcy Code, and a SIPA trustee has all of the duties of a trustee in a chapter 7 liquidation. 15 U.S.C. §§ 78fff(b) & 78fff-1(b). Bankruptcy Code § 704(5) requires a trustee to examine claims and object to the allowance of any claim that is improper.

26. The Trustee, his professionals, and employees of SIPC will analyze customer claims and accounts. They will compare the claims against the books and records of the Debtor and other sources. They will communicate with claimants by telephone and email, to the extent practicable, to obtain any threshold information that is missing from a claimant's filed claim form and supporting documentation, which may be necessary to evaluate the claim and facilitate a potential interim distribution to customers. In this case, the Trustee intends to devote significant resources to obtaining information and resolving claims consensually and as promptly as possible.

Deficiency Notices

27. In addition to reaching out to claimants by telephone and email, claimants who file a deficient claim will also receive a Notice of Deficiency of Claim, substantially in the form attached as Exhibit E hereto, requesting that the claimant provide the specified information or documents within thirty days of the date of the Notice of Deficiency, and notifying the claimant that failure to provide the requested information or documents is grounds for denial of the claim.

28. The Trustee requests that this Court approve the Notice of Deficiency of Claim in substantially the same form as Exhibit E hereto.

Satisfaction of SIPA Securities Claims

29. In order to expedite the protection of securities customers of the Debtor under SIPA, the Trustee requests that the Court enter an order approving the procedures for payments to customers prescribed in SIPA § 78fff-2(b) which provides in relevant part that:

[T]he court shall, among other things—

(1) with respect to net equity claims, authorize the trustee to satisfy claims out of moneys made available to the trustee by SIPC notwithstanding the fact that there has not been any showing or determination that there are sufficient funds of the debtor available to satisfy such claims; and

(2) with respect to claims relating to, or net equities based upon, securities of a class and series of an issuer which are ascertainable from the books and records of the debtor or are otherwise established to the satisfaction of the trustee, authorize the trustee to deliver securities of such class and series if and to the extent available to satisfy such claims in whole or in part, with partial deliveries to be made pro rata to the greatest extent considered practicable by the trustee.

30. As part of this distribution procedure, the Trustee intends to deliver to securities customers “customer name securities,” as defined in SIPA § 78lll(3), where legally possible, and to satisfy the claims of securities customers for their “net equity,” as defined in SIPA § 78lll(11), by distributing on a ratable basis securities of the same class or series of issue on hand as “customer property,” as defined in SIPA § 78lll(4), and, if necessary, by distributing cash from such customer property or cash advanced by SIPC, or purchasing securities for customers as provided in SIPA § 78fff-2(d).

Satisfaction of Commodity Futures Claims

31. Further, in order to expedite the protection of commodity futures customers of the Debtor under the Commodity Broker Liquidation Provisions, the Part 190 Regulations, and SIPA § 78fff-1(b), the Trustee will utilize the calculation of net equity for commodity futures customers prescribed in 17 C.F.R. § 190.07 (“Calculation of allowed net equity”) and employ the procedures prescribed in 17 C.F.R. § 190.08 (“Allocation of property and allowance of claims”) for the allocation and distribution of commodity futures customer property to claimants.

32. The Trustee fully intends, to the extent legally and practicably feasible, to make one or more interim distributions to customers. Any such interim distribution shall be without prejudice to the Trustee’s duties and obligations to require the return of customer property if, and to the extent that, a customer receives a greater distribution than that to which the customer is entitled.

33. The Trustee requests that this Court authorize him to satisfy the claims of securities customers, commodity futures customers, and general creditors of MFGI insofar as the claims agree with the Debtor’s books and records, or are otherwise established to the Trustee’s satisfaction.

Formal Claim Objection Procedures Where Necessary

34. The Trustee anticipates that some claimants may file securities customer claims or commodity futures customer claims that the Trustee may disallow completely, disallow as a “customer” claim, or disallow in part. The Trustee will notify the claimant that the Trustee has determined that the claimant’s claim has been disallowed in whole or in part or otherwise has not been approved for satisfaction as filed. The Trustee proposes that such notification shall be

in a form substantially similar to the Notice of Determination of Claim, attached as Exhibit F hereto.

35. The formal procedure that the Trustee proposes, outlined below, will facilitate the expeditious resolution of disputes which may arise between the Trustee and claimants and ensure that claimants are afforded the due process to which they are entitled. The Trustee emphasizes that he is dedicated to working with customer claimants on an informal and cooperative basis to the extent legally and practicably possible in order to resolve claims determination disputes efficiently and in a manner that is fair for all customers and creditors of MFGI. Accordingly, as set forth below, the Trustee requests authority to compromise and settle any customer claim at any time, as appropriate, without further order of this Court.

36. The Trustee proposes the following procedure for resolving formally both those securities customer claims (as defined in SIPA), and commodity futures customer claims (as defined in the Commodity Broker Liquidation Provisions and the Part 190 Regulations), which the Trustee does not determine to be allowable as filed:

- a. If a claimant is aggrieved by the determination of the Trustee, the claimant, upon the Trustee's motion to uphold such determination, shall be afforded the opportunity to have the matter heard by the Court as a contested matter under Rule 9014 of the Bankruptcy Rules. Prior to the Trustee's filing of a motion to uphold his determination, no discovery or other motion practice shall occur regarding the Trustee's determination of claim or facts giving rise to such determination, absent prior Court approval.

- b. The claimant shall file a written opposition to the Trustee's determination in accordance with the instructions included with the Trustee's determination. The claimant shall file the written opposition with the Bankruptcy Court in accordance with local rules, and serve upon the Trustee's counsel, Hughes Hubbard & Reed LLP, One Battery Park Plaza, New York, NY 10004, Attention: MFGI Hearing Request, within thirty days of the date on which the Trustee mailed his determination. The request shall include: (i) the claim number; (ii) a detailed statement of the reasons for the claimant's objection to the Trustee's determination; (iii) copies of any document or other writing upon which the claimant relies; and (iv) mailing, phone, and email contact information for the claimant.
- c. The Trustee shall, upon his motion to uphold the determination, ask the Court to set a time and date for a hearing and shall notify the claimant in writing of the time, date and place of the hearing. The Trustee may, in his discretion, upon the advice and consent of SIPC (and, for commodity futures customer claims, the CFTC), establish such other procedures for adjudication of claims as lead to the most efficient and orderly administration of the claims process for all claimants without further order of this Court.
- d. If a claimant fails to file a written opposition within thirty days of the mailing of the Trustee's determination in accordance with the procedures established by this Court's Order, or if the claimant fails to appear at a scheduled hearing, then the Trustee's determination shall be final.

- e. The Trustee requests authority to compromise and settle any customer claim at any time, as appropriate, without further order of this Court.

37. Securities customer claims or commodity futures customer claims that are denied or denied in part as customer claims entitled to share in customer property may be reclassified as secured or unsecured general creditor claims. The Trustee and his professionals will review all general creditor claims in accordance with SIPA, the Part 190 Regulations and the Bankruptcy Code.

38. The Trustee will implement procedures for the adjudication of non-customer, general creditor claims, subject to SIPC and Court approval, as necessary.

#### Form of Documents and Mailing

39. In addition to the Notice of Commencement (Exhibit A), and in connection with these claims procedures, the Trustee requests that this Court enter an order approving in substantially the same form as the Exhibits hereto, the following documents:

- Exhibit B — Securities Customer Claim Information (including Explanatory Letter to Customers, Explanatory Letter to Broker-Dealers, Securities Customer Claim Form Instructions, Securities Customer Claim Form)
- Exhibit C — Commodity Futures Customer Claim Information (including Commodity Futures Customer Claim Form Instruction Letter and Commodity Futures Customer Claim Form)
- Exhibit D — General Creditor Claim Information (including Explanatory Letter to General Creditors and General Creditor Claim Form)
- Exhibit E — Form of Notice of Deficiency of Claim (one for each claim type)
- Exhibit F — Form of Notice of Trustee's Determination of Claim

40. The Trustee further requests authority, on the advice and consent of SIPC and the CFTC, to amend the forms attached as Exhibits A through F without further order of this Court.

41. In connection with the claim procedures described herein, the Trustee requests that this Court enter an order directing the Trustee to effect the mailing of documents substantially in the form of Exhibits B, C, and D to persons who, as identified from the Debtor's books and records, may potentially assert claims as securities customers, commodity futures customers, or general creditors, on or before November 28, 2011, along with the Notice of Commencement (Exhibit A). All such notices will be made available on the Trustee's website ([www.mfglobaltrustee.com](http://www.mfglobaltrustee.com)) and all mailed notices will refer potential claimants to the website to download additional notices and/or to file a claim electronically.

#### **Meeting of Customers and Creditors**

42. The Trustee requests that this Court enter an order setting a meeting of customers and other creditors. The meeting will provide, among other things, information about the customer claims process and the progress of this SIPA liquidation generally. The Trustee further requests that this Court enter an order setting January 12, 2012 at 10:00 a.m., at the New York Marriott Downtown, 85 West Street, New York, NY 10006, as the time and place for such meeting of customers and other creditors.

#### **Interim Reporting**

43. SIPA § 78fff-1(c) requires that the trustee report his progress to this Court. The Trustee requests the Court enter an order directing the Trustee to file his first interim report within six months after publication of the Notice of Commencement, and to file interim reports at least every six months thereafter.

**Notice**

44. Notice of this application has been provided by overnight delivery or email to (i) all parties that have filed a notice of appearance in this case; (ii) SIPC; (iii) the SEC; (iv) the CFTC; (v) the Internal Revenue Service; and (viii) the United States Attorney for the Southern District of New York. In addition, notice of this application has been published on the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com). The Trustee submits that no other or further notice need be given.

45. SIPC and the CFTC have reviewed this application and consent to the relief herein. No previous application in this connection has been made to this or any other court.

WHEREFORE, the Trustee respectfully requests that this Court enter the proposed order attached hereto as Exhibit G.

Dated: New York, New York  
November 15, 2011

HUGHES HUBBARD & REED LLP

By: /s/ James B. Kobak, Jr.

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Attorneys for James W. Giddens, Trustee for  
the SIPA Liquidation of MF Global Inc.

# Exhibit A

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re

MF GLOBAL INC.,

Debtor.

Case No. 11-2790 (MG) SIPA

Commencement of Liquidation Proceeding

NOTICE IS HEREBY GIVEN that on October 31, 2011 the Honorable Paul A. Engelmayer, Judge of the United States District Court for the Southern District of New York, entered an Order granting the application of the Securities Investor Protection Corporation (“SIPC”) for issuance of a Protective Decree adjudicating that the customers of MF Global Inc. (the “Debtor”), are in need of the protection afforded by the Securities Investor Protection Act of 1970 (“SIPA”). James W. Giddens (the “Trustee”) was appointed trustee for the liquidation of the business of the Debtor, and Hughes Hubbard & Reed LLP was appointed as counsel to the Trustee.

Deadlines for Submitting Claims

NOTICE IS HEREBY GIVEN that commodity futures customers of the Debtor must file their claims with the Trustee within **SIXTY DAYS** after the date of this Notice or their claim will be barred (unless extended, for good cause only). No extension for filing a commodity futures customer claim will be granted beyond the six-month period after the date of this Notice, regardless of cause. Commodity futures customer claims that are filed after the sixty-day period, but before the six-month period after this Notice may be afforded general creditor status. Securities customers of the Debtor who wish to avail themselves of the maximum protection afforded to them under SIPA are required to file their claims with the Trustee within **SIXTY DAYS** after the date of this Notice. Securities customers may file their claims up to six months after the date of this Notice; however, the filing of securities customer claims after the sixty-day period but within the six-month period may result in less protection for the securities customer under SIPA. All claims must be filed with the Trustee electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), OR sent to the Trustee via certified mail, return receipt requested to one of the following addresses:

*If by first class mail:*

MF Global Inc. Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
P.O. Box 3656  
Portland, OR 97208-3656

*If by overnight mail:*

MF Global Inc. Claim Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
10300 SW Allen Blvd.  
Beaverton, OR 97005

Customer claims will be deemed filed only when received by the Trustee.

Forms for the filing of customers’ claims are being mailed to customers of the Debtor as their names and addresses appear on the Debtor’s books and records. Customer claim

forms are also available on the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), or by writing to the Trustee at the address of his counsel below.

Claims by broker-dealers for the completion of open contractual securities commitments must be filed with the Trustee within sixty days after the date of this Notice. Such claims will be deemed to be filed only when received by the Trustee.

All other creditors of the Debtor must file formal claims with the Trustee at the address shown above within **SIX MONTHS** after the date of this Notice. All such claims will be deemed filed only when received by the Trustee.

**For the avoidance of doubt, (i) claims of commodity futures customers must be received by the Trustee on or before January 27, 2012; (ii) claims of securities customers seeking the maximum protection under SIPA must be received by the Trustee on or before January 27, 2012; and (iii) all claims must be received by the Trustee on or before May 28, 2012, or they will be absolutely barred. No commodity futures customer claim will be allowed unless received by the Trustee on or before January 27, 2012, or unless extended (for good cause only); but, if received by the Trustee after January 27, 2012, but on or before May 28, 2012, a commodity futures customer claim may be afforded general creditor status.**

The Trustee has published protocols for certain transactional claims. These protocols should be reviewed carefully before submitting a claim to the Trustee, and are available at the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com).

#### Automatic Stay Of Actions Against The Debtor

NOTICE IS HEREBY GIVEN that as a result of the issuance of the Protective Decree, certain acts and proceedings against the Debtor and its property are stayed as provided in 11 U.S.C. § 362 and by order of the United States District Court for the Southern District of New York, entered October 31, 2011 by the Honorable Paul A. Engelmayer.

#### Meeting of Customers and Other Creditors

NOTICE IS HEREBY GIVEN that a meeting of customers and other creditors will be held at the New York Marriott Downtown, 85 West Street, New York, NY 10006, on January 12, 2012 at 10:00 a.m. The Trustee will preside at such meeting, to provide information about the customer claims process and the progress of this SIPA liquidation.

#### Additional Information

NOTICE IS HEREBY GIVEN THAT copies of this Notice, claim forms, and other background on this SIPA liquidation may be found on SIPC's website, [www.sipc.org](http://www.sipc.org) under Proceedings/Liquidation, and on the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com). From time to time other updated information and notices concerning this proceeding may also be posted at these websites.

Dated: New York, New York  
November 28, 2011

HUGHES HUBBARD & REED LLP  
One Battery Park Plaza  
New York, New York 10004  
Telephone: (212) 837-6000  
Facsimile: (212) 422-4726

Attorneys for James W. Giddens,  
Trustee for the SIPA Liquidation of  
MF Global Inc.

# Exhibit B

**MF GLOBAL INC.**

In Liquidation

November 28, 2011

TO ALL PERSONS ASSERTING CLAIMS AS SECURITIES CUSTOMERS OF MF  
GLOBAL INC.:

Enclosed are a securities customer claim form, securities customer claim form instructions, and a separate letter for broker dealers having open securities or money balances as of October 31, 2011 with MF Global Inc. (the "Debtor"). You will receive a separate securities customer claim form packet for each securities account you have with MF Global Inc., as identified from MF Global Inc.'s books and records. Should you require additional or different forms, all claims forms are available at the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com).

You are urged to read these and the other enclosed documents carefully. They explain steps to protect any rights and claims you may have in this liquidation proceeding.

In addition, the Trustee has published protocols for certain transactional claims. These protocols should be reviewed carefully before submitting a claim to the Trustee, and are available at the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com).

The Trustee is actively seeking to find SIPC-member firms that are willing and able to accept the bulk transfer of some or all of the Debtor's securities customer accounts. Regardless of any transfer or closeout of your positions with the Debtor, if you believe that the Debtor still owes you cash or securities from one or more securities customer accounts, you must fill out a securities customer claim form for each separate securities account that you are claiming. All claims must be filed with the Trustee electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), or sent to the Trustee via certified mail, return receipt requested, to one of the following addresses:

*If by first class mail:*

MF Global Inc. Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
P.O. Box 3656  
Portland, OR 97208-3656

*If by overnight mail:*

MF Global Inc. Claim Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
10300 SW Allen Blvd.  
Beaverton, OR 97005

A return envelope for the completed claim form(s) is enclosed. Please make a copy of your claim form(s) for your own records before mailing.

Your claim(s) will not be deemed to be filed until received by the Trustee. If you submit your claim(s) by mail, it is strongly recommended that your claim(s) be mailed via certified mail, return receipt requested. Your return receipt will be the only document you will receive that shows your claim has been received by the Trustee.

If, at any time, you complained in writing about the handling of your securities account(s) to any person or entity or regulatory authority, and the complaint relates to the cash, securities, or other property that you are now seeking, please provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

While your claim is being processed, if your claim is not properly completed or the Trustee requires additional information in order to process your claim, the Trustee may contact you by telephone or email and may send you a deficiency letter to request that you file additional information or documents to support the validity of your claim. Failure to respond to a deficiency letter within thirty days of its receipt may result in the denial of your claim.

It is your responsibility to report accurately all securities positions and money balances in connection with your securities account(s) with the Debtor. A false claim or the retention of property to which you are not entitled may make you liable for damages and criminal penalties. If you cannot precisely calculate the amount of your claim, however, you may file an estimated claim.

One of the purposes of the liquidation is to return securities and cash due to customers as promptly as practicable. In that connection, funds of the Securities Investor Protection Corporation may be utilized to pay valid securities customer claims relating to securities and cash up to a maximum amount of \$500,000.00 for each customer, including up to \$250,000.00 for claims for cash, as provided in the Securities Investor Protection Act of 1970, as amended. **To qualify for the maximum protection afforded under SIPA, your securities customer claim form must be received by the Trustee on or before January 27, 2012.**

Your cooperation in promptly returning the appropriate completed securities customer claim form to the Trustee is in your best interest as it will help speed the administration of the liquidation proceeding.

Very truly yours,

---

James W. Giddens

Trustee for the SIPA Liquidation of  
MF Global Inc.

**MF GLOBAL INC.**

In Liquidation

November 28, 2011

TO BROKERS AND DEALERS HAVING OPEN SECURITIES POSITIONS OR MONEY BALANCES ASSOCIATED WITH SECURITIES ACCOUNTS AS OF OCTOBER 31, 2011, WITH MF GLOBAL INC.:

The United States District Court for the Southern District of New York entered an order on October 31, 2011 finding that customers of MF Global Inc. (the “Debtor”) were in need of the protection afforded by the Securities Investor Protection Act of 1970, as amended (“SIPA”). The District Court immediately appointed a trustee to liquidate the business of the Debtor (the “Trustee”).

The Trustee has published protocols for certain transactional claims. These protocols should be reviewed carefully before submitting a claim to the Trustee, and are available at the Trustee’s website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com). You may also wish to review SIPC Rules Regarding Closeout or Completion of Open Contractual Commitments, 17 C.F.R. §§ 300.300-300.307, available at [www.sipc.org/who/statute.cfm](http://www.sipc.org/who/statute.cfm).

To recover upon any claim you may have against the Debtor, you must carefully follow the instructions contained in this package. Enclosed is the Notice of Commencement, as well as instructions for filing a claim and claim form.

You are urged to read all of the above referenced documents carefully. They explain what steps, if any, you must take to protect any rights and claims you may have in this liquidation proceeding.

Claimants are advised to submit their completed claim forms electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), or to mail their completed claim forms to the Trustee by certified mail, return receipt requested. Please make a copy of the completed claim forms and retain them for your own records.

Your claim forms will not be deemed to be filed until received by the Trustee. **To receive maximum protection afforded under SIPA, your claim forms must be received by the Trustee on or before January 27, 2012.**

While your claim is being processed, if your claim is not properly completed or the Trustee requires additional information in order to process your claim, the Trustee may contact you by telephone or email and may send you a deficiency letter to request that you file additional information or documents to support the validity of your claim. Failure to respond to a deficiency letter within thirty days of its receipt may result in the denial of your claim.

It is your responsibility to report accurately all securities positions and money balances in connection with your securities account with the Debtor. A false claim or the retention of property to which you are not entitled may make you liable for damages and criminal penalties.

Your cooperation in promptly requesting and returning the completed broker claim forms to the Trustee is in your best interest as it will help speed the administration of the liquidation proceeding.

Very truly yours,

---

James W. Giddens, Trustee for the SIPA  
Liquidation of MF Global Inc.

**INSTRUCTIONS FOR COMPLETING THE SECURITIES CUSTOMER  
CLAIM FORM**

**PLEASE READ CAREFULLY**

**IF YOUR CLAIM IS NOT BASED ON A SECURITIES ACCOUNT YOU DO NOT  
NEED TO FOLLOW THESE INSTRUCTIONS OR COMPLETE A SECURITIES  
CUSTOMER CLAIM FORM**

These instructions are to help you complete the securities customer claim form enclosed. If you believe that MF Global Inc. (“MFGI”) owes you cash or securities, and you wish to claim them, the Trustee must receive your claim on or before the date specified on the claim form. Even if your securities account(s) has been transferred to another SIPC-member firm, if you believe MFGI still owes you cash or securities, and you wish to claim them, you must timely submit a claim. If you submit an improperly completed claim form or do not provide sufficient information to support your claim, the Trustee may send you a deficiency letter, indicating what additional information is required to process your claim. Failure to timely respond and provide sufficient information may result in a delay in satisfaction of your claim or its disallowance.

**Item I** seeks a statement of the total amount you are claiming with respect to your securities account. Please state the total value of your claim against MFGI, based on, as of October 31, 2011, (i) all cash owed to you by MFGI less all cash you owe MFGI, if any, and (ii) all securities owed to you by MFGI less all securities you owe MFGI, if any.

**Item II** seeks details about your claim with respect to your securities account.

- Item (A) is to be completed if on the date shown, MFGI owed you cash or if you owed MFGI cash. If MFGI owes money to you, please indicate the amount in the space provided Item (A.1). If you owe MFGI money, please so indicate in the space provided Item (A.2). If MFGI owes you securities and you wish to receive those securities without deduction, then you must enclose your check for the amount shown in Item (A.3) payable to “James W. Giddens, Trustee for the SIPA Liquidation of MF Global Inc.” **Payments not enclosed with this claim form will not be accepted by the Trustee for purposes of determining what securities are to be distributed to you.**
- Item (B) seeks details about securities (including any options) held for you. If MFGI is holding securities for you or has failed to deliver securities to you, please indicate by checking the appropriate box under Item (B) and set forth in detail the information required with respect to the date of the transaction, the name of the security and the number of shares or face value of bonds. With respect to options, set forth the number and type of options, the exercise price and expiration date, *e.g.*, 3 options [call] or [put] GE at 25 2x December 2011. **Please do not claim any securities you already have in your possession.**

**Item III** seeks additional information about your claim with respect to your securities account. Items (1) through (8) must each be marked and details supplied where appropriate,

along with any supporting documentation you have. If you do not provide sufficient details, you may receive a deficiency letter based on insufficient information.

- If you cannot compute the amount of your claim, you may file an estimated claim. In that case, please be sure to indicate that your claim is an estimated claim.
- Proper documentation can speed the review, allowance, and satisfaction of your claim.
- Please enclose: copies (not originals) of any documentation or correspondence you believe will be of assistance in processing your claim, including, but not limited to, customer confirmations, account statements (in particular, your last account statement), and statements of purchase or sale.
- If, at any time, you complained in writing about the handling of your account to any person or entity or regulatory authority, and the complaint relates to the cash and/or securities that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

**A separate claim form must be filed for each account.**

**When To File**

There are two deadlines for filing securities customer claims. One is set by the Bankruptcy Court for the maximum protection for securities customers under SIPA, and one is set by the law as an absolute bar for all claims.

The Bankruptcy Court has set January 27, 2012 as the date for filing securities customer claims to be eligible for the maximum protection under SIPA. If your claim is received by the Trustee after January 27, 2012 but on or before May 28, 2012, your claim is subject to delayed processing and to being satisfied on terms less favorable to you.

**The law governing this proceeding absolutely bars the allowance of any claim, including a securities customer claim, not actually received by the Trustee on or before May 28, 2012. Neither the Trustee nor the Securities Investor Protection Corporation has authority to grant extensions of the May 28, 2012 bar date for filing of claims, regardless of the reason. If your securities customer claim is received even one day after the May 28, 2012 bar date, it will be disallowed.**

Please file well in advance so that there will be time to refile if, for instance, your claim is lost in the mail.

**Where To File**

The completed and signed claim form, together with supporting documents must be filed with the Trustee electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), or be mailed **promptly** in the enclosed envelope to:

*If by first class mail:*

MF Global Inc. Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
P.O. Box 3656  
Portland, OR 97208-3656

*If by overnight mail:*

MF Global Inc. Claim Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
10300 SW Allen Blvd.  
Beaverton, OR 97005

**IF YOU SUBMIT YOUR CLAIM BY MAIL, PLEASE SEND YOUR CLAIM FORM BY  
CERTIFIED MAIL RETURN RECEIPT REQUESTED**

Your claim is not filed until received by the Trustee. If the Trustee does not receive your claim, although timely mailed, you could lose all your rights against MFGI. Your return receipt will be the only document you will receive that shows your claim has been received by the Trustee.

**THIS INSTRUCTION SHEET IS FOR YOUR FILE—DO NOT RETURN**

**YOU SHOULD RETAIN A COPY OF THE COMPLETED CLAIM FORM FOR YOUR RECORDS.**



**SECURITIES CUSTOMER  
CLAIM FORM  
MF GLOBAL INC.**

Account Name: \_\_\_\_\_ Daytime Phone: \_\_\_\_\_  
Account Number: \_\_\_\_\_ Email: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_ Taxpayer I.D. Number  
Contact Person: \_\_\_\_\_ (Social Security No.): \_\_\_\_\_

**PLEASE NOTE**

**THIS CLAIM FORM SHOULD BE USED ONLY IF YOU ARE A  
CUSTOMER OF MF GLOBAL INC. AND YOU HAVE A CUSTOMER  
CLAIM BASED ON A SECURITIES ACCOUNT**

- A SEPARATE CLAIM FORM MUST BE FILED FOR EACH SECURITIES ACCOUNT.
- TO BE ELIGIBLE FOR THE MAXIMUM PROTECTION AFFORDED UNDER THE SECURITIES INVESTOR PROTECTION ACT (“SIPA”), ALL SECURITIES CUSTOMER CLAIMS MUST BE RECEIVED BY THE TRUSTEE ON OR BEFORE JANUARY 27, 2012; THE TRUSTEE WILL DETERMINE WHETHER CLAIMS MEET THE STATUTORY REQUIREMENTS FOR SECURITIES CUSTOMER CLAIMS UNDER SIPA; INCLUSION OF A CLAIM OR CLAIM TYPE ON THIS CLAIM FORM IS NOT DETERMINATIVE OF CUSTOMER STATUS UNDER SIPA.
- THE ABSOLUTE DEADLINE FOR FILING ALL SECURITIES CUSTOMER CLAIMS IS MAY 28, 2012. NO CLAIM WILL BE ALLOWED IF IT IS RECEIVED AFTER THAT DATE.
- ALL CLAIMS ARE DATED AS OF THE DATE RECEIVED BY THE TRUSTEE.
- YOU MAY FILE YOUR CLAIM ELECTRONICALLY ONLINE AT WWW.MFGLOBALTRUSTEE.COM OR SEND YOUR COMPLETED AND SIGNED CLAIM FORM TO THE TRUSTEE VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED TO THE APPROPRIATE ADDRESS BELOW.
- IF SOME OR ALL OF YOUR SECURITIES ACCOUNTS HAVE BEEN TRANSFERRED TO ANOTHER SIPC-MEMBER FIRM, BUT YOU BELIEVE YOU HAVE A CLAIM FOR MONEY OR PROPERTY OWED TO YOU BY MF GLOBAL INC., YOU MUST FILE A CLAIM TO PROTECT YOUR RIGHTS.
- MF GLOBAL INC. IS THE ONLY MF GLOBAL ENTITY THAT IS A DEBTOR IN THIS SIPA LIQUIDATION PROCEEDING. THIS SECURITIES CUSTOMER CLAIM FORM APPLIES ONLY TO MF GLOBAL INC. AND DOES NOT APPLY TO ANY OTHER MF GLOBAL ENTITY, INCLUDING ANY ENTITY IN A PROCEEDING UNDER CHAPTER 11 OF TITLE 11 OF THE UNITED STATES CODE, SUCH AS MF GLOBAL HOLDINGS LTD. OR MF GLOBAL FINANCE USA INC.

This claim form must be completed electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com) or mailed promptly, together with supporting documentation, to the following:

*If by first class mail:*

MF Global Inc. Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
P.O. Box 3656  
Portland, OR 97208-3656

*If by overnight mail:*

MF Global Inc. Claim Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
10300 SW Allen Blvd.  
Beaverton, OR 97005

**I. TOTAL AMOUNT CLAIMED**

The total value of my claim against MFGI, based on, as of October 31, 2011, (i) all cash owed to me by MFGI less all cash I owe to MFGI, if any, and (ii) the value of all securities owed to me by MFGI less all securities I owe to MFGI, if any, is:

\$ \_\_\_\_\_

Check one: ESTIMATED  CALCULATED

**II. DETAILS OF YOUR CLAIM**

**A. CLAIM FOR MONEY BALANCES OR CASH AS OF OCTOBER 31, 2011:**

1. MFGI owes me a credit or cash in the amount of: \$ \_\_\_\_\_
2. I owe MFGI a debit or cash in the amount of: \$ \_\_\_\_\_
3. If you wish to repay the debit balance listed in Item (II.A.2), above, please insert the amount you wish to repay and attach a check payable to "James W. Giddens, Trustee for the SIPA Liquidation of MF Global Inc." If you wish to make a payment, **it must be enclosed** with this claim form. \$ \_\_\_\_\_

**B. CLAIM FOR SECURITIES AS OF OCTOBER 31, 2011:**

**Please Do Not Claim Any Securities You Have In Your Possession**

	YES	NO
	_____	_____
1. MFGI owes me securities:	<input type="checkbox"/>	<input type="checkbox"/>
2. I owe MFGI securities:	<input type="checkbox"/>	<input type="checkbox"/>
3. If yes to either, please list below (or in additional pages as necessary):	_____ <input type="checkbox"/>	_____ <input type="checkbox"/>

Date of Transaction (trade date)	Name of Security	Number of Shares or Face Amount of Bonds	
		MFGI Owes Me (Long)	I Owe MFGI (Short)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**WHEN COMPLETING THE ABOVE PLEASE KEEP IN MIND:**

- If you cannot compute the amount of your claim, you may file an estimated claim. In that case, please be sure to indicate that your claim is an estimated claim.
- Proper documentation can speed the review, allowance, and satisfaction of your claim.
- Please enclose: copies (not originals) of any documentation or correspondence you believe will be of assistance in processing your claim, including, but not limited to, customer confirmations, account statements, and statements of purchase or sale.
- If, at any time, you complained in writing about the handling of your account to any person or entity or regulatory authority, and the complaint relates to the cash and/or securities that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.
- Please explain any differences between the securities or cash claimed and the cash balance and securities positions on your last account statement.

**III. ADDITIONAL INFORMATION ABOUT YOUR CLAIM**

*NOTE: Please check the appropriate answer for items 1 through 8, below. If you select "YES," for any item, please provide a detailed explanation on a signed attachment, and attach any supporting documentation you have. If you do not provide sufficient details, you may be sent a deficiency letter seeking additional information.*

- |    |  |                          |                          |
|----|--|--------------------------|--------------------------|
|    |  | <u>YES</u>               | <u>NO</u>                |
| 1. | Does your claim in any way relate to an entity other than MF Global Inc. (for example, MF Global Holdings Inc., MF Global Finance USA Inc. or another MF Global subsidiary)? | <input type="checkbox"/> | <input type="checkbox"/> |

- |   | <u>YES</u>               | <u>NO</u>                |
|---|--------------------------|--------------------------|
| 2. Has there been any change in your account since October 31, 2011?  | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. Are you or were you a party to a repurchase or reverse repurchase agreement, or a director, officer, partner, shareholder, lender to, or capital contributor of MFGI?                                | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. Are you related to, or do you have any business venture with, any of the persons specified in item (3), above, or any employee or other person associated in any way with MFGI? If so, give name(s). | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. Are or were you a person who, directly or indirectly, through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management or policies of MFGI?        | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. Is this claim being filed on behalf of a customer of a broker or dealer or bank? If so, provide documentation with respect to each customer on whose behalf you are claiming.                        | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. Have you ever given any discretionary authority to any person to execute securities transactions with or through MFGI on your behalf? Give names, addresses and phone numbers.                       | <input type="checkbox"/> | <input type="checkbox"/> |
| 8. Have you or any member of your family ever filed a claim under the Securities Investor Protection Act of 1970? If so, give name of that broker.  | <input type="checkbox"/> | <input type="checkbox"/> |

Please list the full name, address, phone number, and email address of anyone assisting you in the preparation of this claim form:

Full name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone number: \_\_\_\_\_

Email address: \_\_\_\_\_

If more than one person is assisting you, attach additional pages providing the information in the exact format above.

**IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF UP TO \$50,000 OR IMPRISONMENT OF UP TO FIVE YEARS OR BOTH.**

**THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF.**

Date \_\_\_\_\_ Signature \_\_\_\_\_  
Date \_\_\_\_\_ Signature \_\_\_\_\_

(If ownership of the account is shared, all must sign above. Give each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, e.g., corporate, trustee, custodian, etc., also state your capacity and authority. Please supply the trust agreement or other proof of authority.)

# Exhibit C

**MF GLOBAL INC.**

In Liquidation

November 28, 2011

TO ALL PERSONS ASSERTING CLAIMS AS COMMODITY FUTURES CUSTOMERS OF  
MF GLOBAL INC.:

Enclosed are a commodity futures customer claim form, and commodity futures customer claim form instructions. You will receive a separate commodity futures customer claim form packet for each commodity futures account you have with MF Global Inc. (the "Debtor"), as identified from MF Global Inc.'s books and records. Should you require additional or different forms, all claim forms are available at the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com).

You are urged to read these and the other enclosed documents carefully. They explain steps to protect any rights and claims you may have in this liquidation proceeding.

Through the extraordinary efforts and cooperation of the Securities Investor Protection Corporation, the Securities Exchange Commission, the Commodity Futures Trading Commission, and numerous derivatives clearing organizations, including the Chicago Mercantile Exchange, the vast majority of open commodity positions have been transferred along with collateral to other futures commission merchants in accordance with the Court order entered on November 2, 2011, approving these transfers. Regardless of any transfer, if the Debtor still owes you cash or other property from one or more commodity futures customer accounts, you must fill out a commodity futures customer claim form for each separate commodity futures account that you are claiming. All claims must be filed with the Trustee electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), OR sent to the Trustee via certified mail, return receipt requested, to one of the following addresses:

*If by first class mail:*

MF Global Inc. Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
P.O. Box 3656  
Portland, OR 97208-3656

*If by overnight mail:*

MF Global Inc. Claim Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
10300 SW Allen Blvd.  
Beaverton, OR 97005

A return envelope for the completed claim form(s) is enclosed. Please make a copy of your claim form(s) for your own records before mailing.

Your claim(s) will not be deemed to be filed until received by the Trustee. If you submit your claim(s) by mail, it is strongly recommended that your claim(s) be mailed via certified mail, return receipt requested. Your return receipt will be the only document you will receive that shows your claim has been received by the Trustee.

If, at any time, you complained in writing about the handling of your commodity futures account(s) to any person or entity or regulatory authority, and the complaint relates to the

cash, securities or other property that you are now seeking, please provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

While your claim is being processed, if your claim is not properly completed or the Trustee requires additional information in order to process your claim, the Trustee may contact you by telephone or email and may send you a deficiency letter to request that you file additional information or documents to support the validity of your claim. Failure to respond to a deficiency letter within thirty days of its receipt may result in the denial of your claim.

It is your responsibility to report accurately all positions and money balances in connection with your commodity futures account(s) with the Debtor. A false claim or the retention of property to which you are not entitled may make you liable for damages and criminal penalties. If you cannot precisely calculate the amount of your claim, however, you may file an estimated claim.

One of the purposes of the liquidation is to satisfy commodity futures customer claims as promptly as practicable. **Your commodity futures customer claim form must be received by the Trustee on or before January 27, 2012, or it will be barred (unless extended, for good cause only). The January 27, 2012 deadline for filing a commodity futures customer claim cannot be extended beyond May 28, 2012, even for good cause. If received by the Trustee after January 27, 2012, but on or before May 28, 2012, a commodity futures customer claim may be afforded general creditor status.** Commodity futures customer claims are not eligible for Securities Investor Protection Corporation advances.

Your cooperation in promptly returning the appropriate completed commodity futures customer claim form to the Trustee is in your best interest as it will help speed the administration of the liquidation proceeding.

Very truly yours,

---

James W. Giddens

Trustee for the SIPA Liquidation of  
MF Global Inc.

**INSTRUCTIONS FOR COMPLETING THE COMMODITY FUTURES  
CUSTOMER CLAIM FORM**

**PLEASE READ CAREFULLY**

**IF YOUR CLAIM IS NOT BASED ON A COMMODITY FUTURES ACCOUNT YOU  
DO NOT NEED TO FOLLOW THESE INSTRUCTIONS OR COMPLETE A  
COMMODITY FUTURES CUSTOMER CLAIM FORM**

These instructions are to help you complete the enclosed commodity futures customer claim form. If you believe that MF Global Inc. (“MFGI”) owes you cash or other property that you wish to claim, the Trustee must receive your claim on or before the date specified on the claim form. Even if your commodity futures account(s) has been transferred to another futures commission merchant, you must timely submit a claim in order to claim cash or other property that you believe MFGI still owes you. If you submit an improperly completed claim form or do not provide sufficient information to support your claim, the Trustee may send you a deficiency letter, indicating what additional information is required to process your claim. Failure to timely respond and provide sufficient information may result in a delay in satisfaction of your claim or its disallowance.

**Item I** seeks a statement of the total amount you are claiming with respect to your commodity futures account. Please state the total amount of MF Global Inc’s indebtedness to you as of the close of business on October 31, 2011, and indicate whether this is an estimated amount or calculated amount. Items (A.1) and (A.2) seek a break down of the total amount you are claiming. In Item (A.1) state the amount of cash or cash equivalents (including securities posted as collateral) in the account, as of October 31, 2011, and in Item (A.2) state the equity, as of October 31, 2011, based on the commodity transactions in the account (*i.e.*, not based on cash or cash equivalents).

**Item II** seeks details about any transfers out of your commodity futures account after October 31, 2011. Please state whether any part of your account was transferred to one or more transferee futures commission merchants after October 31, 2011, and, if so, provide details about the transfer(s).

**Item III** seeks details about your commodity futures account. Please indicate the type of account you hold, the capacity in which you hold the account, whether the account is held by an MFGI “insider,” “affiliate,” or “relative,” whether the account is a discretionary account, whether the account is a joint account, and, if your claim is based on securities futures products, whether these are held in a futures account or a securities account.

**Item IV** seeks details about your commodity futures claim. Please indicate whether MFGI has any claims against you, not included in your equity calculation provided in Item I, and whether the equity calculation provided in Item I includes any deposits of money, securities or other property held by or for MFGI from or for your commodity futures account, and, if so, provide detail about such money, securities or other property. Please also indicate, if you are claiming securities, whether you wish to receive payment in kind, to the extent possible.

- If you cannot compute the amount of your claim, you may file an estimated claim. In that case, please be sure to indicate that your claim is an estimated claim.
- Proper documentation can speed the review, allowance, and satisfaction of your claim.
- Please enclose: copies (not originals) of any documentation or correspondence you believe will be of assistance in processing your claim, including, but not limited to, customer confirmations, account statements, and statements of purchase or sale.
- If, at any time, you complained in writing about the handling of your commodity futures account to any person or entity or regulatory authority, and the complaint relates to the cash or other property that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.
- A separate claim form must be filed for each account.

### **When To File**

The deadline for filing commodity futures customer claims is January 27, 2012. If your commodity futures customer claim(s) is not received by the Trustee on or before January 27, 2012, your claim will be barred (unless extended, for good cause only). The January 27, 2012 deadline for filing a commodity futures customer claim cannot be extended beyond May 28, 2012, even for good cause. **The law governing this proceeding absolutely bars the allowance of any claim, including a commodity futures customer claim, not actually received by the Trustee on or before May 28, 2012. Neither the Trustee nor the Securities Investor Protection Corporation has authority to grant extensions of the May 28, 2012 bar date for filing of claims, regardless of the reason.**

Please file well in advance so that there will be time to refile if, for instance, your claim is lost in the mail.

### **Where To File**

The completed and signed claim form, together with supporting documents must be filed with the Trustee electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), or be mailed **promptly** in the enclosed envelope to:

*If by first class mail:*

MF Global Inc. Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
P.O. Box 3656  
Portland, OR 97208-3656

*If by overnight mail:*

MF Global Inc. Claim Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
10300 SW Allen Blvd.  
Beaverton, OR 97005

**IF YOU SUBMIT YOUR CLAIM BY MAIL, PLEASE SEND YOUR CLAIM FORM BY CERTIFIED MAIL RETURN RECEIPT REQUESTED**

Your claim is not filed until received by the Trustee. If the Trustee does not receive your claim, although timely mailed, you could lose all your rights against MFGI. Your return receipt

will be the only document you will receive that shows your claim has been received by the Trustee.

**THIS INSTRUCTION SHEET IS FOR YOUR FILE—DO NOT RETURN**

**YOU SHOULD RETAIN A COPY OF THE COMPLETED CLAIM FORM FOR YOUR RECORDS.**

**COMMODITY FUTURES**  
**CUSTOMER CLAIM FORM**  
**MF GLOBAL INC.**

Account Name: \_\_\_\_\_ Daytime Phone: \_\_\_\_\_  
Account Number: \_\_\_\_\_ Email: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Taxpayer I.D. Number  
Contact Person: \_\_\_\_\_ (Social Security No.): \_\_\_\_\_

**PLEASE NOTE**

**THIS CLAIM FORM SHOULD BE USED IF YOU ARE A CUSTOMER OF**  
**MF GLOBAL INC. AND YOU HAVE A CUSTOMER CLAIM BASED ON**  
**A COMMODITY FUTURES ACCOUNT**

- A SEPARATE CLAIM FORM MUST BE FILED FOR EACH COMMODITY FUTURES ACCOUNT.
- THE DEADLINE FOR FILING ALL COMMODITY FUTURES CUSTOMER CLAIMS IS JANUARY 27, 2012. NO COMMODITY FUTURES CUSTOMER CLAIM WILL BE ALLOWED IF IT IS RECEIVED AFTER THAT DATE (UNLESS EXTENDED, FOR GOOD CAUSE ONLY). THE JANUARY 27, 2012 DEADLINE FOR FILING A COMMODITY FUTURES CUSTOMER CLAIM CANNOT BE EXTENDED BEYOND MAY 28, 2012, EVEN FOR GOOD CAUSE. IF RECEIVED BY THE TRUSTEE AFTER JANUARY 27, 2012, BUT ON OR BEFORE MAY 28, 2012, A COMMODITY FUTURES CUSTOMER CLAIM MAY BE AFFORDED GENERAL CREDITOR STATUS.
- ALL CLAIMS ARE DATED AS OF THE DATE RECEIVED BY THE TRUSTEE.
- YOU MAY FILE YOUR CLAIM ELECTRONICALLY ONLINE AT [WWW.MFGLOBALTRUSTEE.COM](http://WWW.MFGLOBALTRUSTEE.COM) OR SEND YOUR COMPLETED AND SIGNED CLAIM FORM TO THE TRUSTEE VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED TO THE APPROPRIATE ADDRESS BELOW.
- IF SOME OR ALL OF YOUR COMMODITY FUTURES ACCOUNTS HAVE BEEN TRANSFERRED TO ANOTHER FUTURES COMMISSION MERCHANT, BUT YOU BELIEVE YOU HAVE A CLAIM FOR MONEY OR PROPERTY OWED TO YOU BY MF GLOBAL INC., YOU MUST FILE A CLAIM TO PROTECT YOUR RIGHTS.
- MF GLOBAL INC. IS THE ONLY MF GLOBAL ENTITY THAT IS A DEBTOR IN THIS SIPA LIQUIDATION PROCEEDING. THIS COMMODITY FUTURES CUSTOMER CLAIM FORM APPLIES ONLY TO MF GLOBAL INC. AND DOES NOT APPLY TO ANY OTHER MF GLOBAL ENTITY, INCLUDING ANY ENTITY IN A PROCEEDING UNDER CHAPTER 11 OF TITLE 11 OF THE UNITED STATES CODE, SUCH AS MF GLOBAL HOLDINGS LTD. OR MF GLOBAL FINANCE USA INC.

This claim form must be completed electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com) or mailed promptly, together with supporting documentation, to the following:

*If by first class mail:*

MF Global Inc. Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
P.O. Box 3656  
Portland, OR 97208-3656

*If by overnight mail:*

MF Global Inc. Claim Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
10300 SW Allen Blvd.  
Beaverton, OR 97005

**I. AMOUNT CLAIMED**

A. MF Global Inc. was, as of the close of business on October 31, 2011, indebted to me for the total sum of \$\_\_\_\_\_.

**Check one:** ESTIMATED  CALCULATED

B. Is the entire sum you entered in part I.A based on cash or cash equivalents (including securities posted as collateral) in your commodity futures account (i.e., you had no open positions in your account on October 31, 2011)?

**Check one:** YES  NO

*NOTE: If you selected "YES," you may skip the remainder of this question, otherwise, please answer the following questions:*

1. Please state the amount of cash or cash equivalents in the account, as of October 31, 2011: \_\_\_\_\_.
2. Please state the equity, as of October 31, 2011, based on the commodity transactions in the account (i.e., not based on cash or cash equivalents): \_\_\_\_\_.

*NOTE: Please provide a detailed description on a signed attachment of the basis for your answers above, and attach any supporting documentation you have. If you do not provide sufficient details, you may be sent a deficiency letter seeking additional information.*

**II. TRANSFERS OUT OF YOUR ACCOUNT AFTER OCTOBER 31, 2011**

A. Was any part of your account transferred to one or more transferee futures commission merchants after October 31, 2011?

**Check one:** YES  NO

*NOTE: If you selected "YES," please provide the following information in detail on a signed attachment, and attach any supporting documentation you have. If you do not provide sufficient details, you may be sent a deficiency letter seeking additional information.*

1. Identify the name(s) of the transferee futures commission merchant(s);
2. Identify the commodity contracts (including futures and options on futures) that were transferred (to each transferee, if more than one); and
3. Specify the amount of collateral, in U.S. dollars, that was transferred along with such commodity contracts, if any.
4. Please state the equity based on the commodity contracts that were transferred from the account:
  - (i) As of the date of the transfer; and
  - (ii) As the commodity contracts existed in the account on October 31, 2011.

**III. DESCRIPTION OF THE ACCOUNT**

A. Please specify the type of account (check one):

- 1. Futures account
- 2. Foreign futures account
- 3. Leverage account
- 4. Option account—exchange-traded
- 5. Option account—dealer
- 6. Delivery account\*
- 7. Cleared OTC derivatives account

\*A “delivery” account is one which contains only documents of title, commodities, cash, or other property identified to you and deposited for the purposes of making or taking delivery on a commodity underlying a commodity contract or for payment of the strike price upon exercise of an option.

B. Please specify the capacity in which you hold the account (check all that are applicable):

- 1. Individual capacity
- 2. As guardian, custodian, or conservator for the benefit of a ward or a minor under the Uniform Gift to Minors Act
- 3. As executor or administrator of an estate
- 4. As trustee for the trust beneficiary

- 5. In the name of a corporation, partnership, or unincorporated association
  - 6. As an omnibus customer account of the undersigned futures commission merchant
  - 7. As part owner of a joint account
  - 8. In the name of a plan which, on October 31, 2011, had in effect a registration statement in accordance with the requirements of § 1031 of the Employee Retirement Income Security Act of 1974 and the regulations thereunder
  - 9. As agent or nominee for a principle or beneficial owner (and not described in Items (III.B.1-8))
  - 10. In any other capacity not described above in Items (III.B.1-9) (please specify the capacity):
- 

C. Is any person (including a general partnership, limited partnership, corporation, or other type of association) on whose behalf the account is held one of the following persons or does one of the following persons, alone or jointly, hold 10% or more of the account? (Check all that are applicable):

- 1. MF Global Inc.
- 2. Director of MF Global Inc.
- 3. Officer of MF Global Inc.
- 4. Person in control of MF Global Inc.
- 5. Partnership in which MF Global Inc. is a general partner
- 6. Owner of ten percent or more of the capital stock of MF Global Inc.
- 7. Employee of MF Global Inc. whose duties include (a) the management of the business of MF Global Inc. or any part thereof; (b) the handling of the trades or customer funds of customers of MF Global Inc.; (c) the keeping of records pertaining to the trades or funds of customers of MF Global Inc.; or (d) the signing or co-signing of checks or drafts on behalf of MF Global Inc.
- 8. Managing agent of MF Global Inc.

- 9. A spouse or minor dependent living in the same household of ANY OF THE FOREGOING PERSONS (listed in Items (III.C.1-8), above), or any other relative, regardless of residency, defined as an individual related by affinity or consanguinity within the third degree as determined by the common law, or individual in a step or adoptive relationship with such degree.
- 10. "Affiliate" of MF Global Inc.\*
- 11. Any of the persons listed in Items (III.C.1-8), above, if such person is associated with an affiliate of MF Global Inc. as if the affiliate were MF Global Inc.

\*"Affiliate" of MF Global Inc. is defined as:

- An entity that directly or indirectly owns, controls, or holds with power to vote, 20% or more of the outstanding voting securities of MF Global Inc., other than an entity that holds such securities (i) in a fiduciary or agency capacity without sole discretionary power to vote such securities; or (ii) solely to secure a debt, if such entity has not in fact exercised such power to vote;
- A corporation 20% or more of whose outstanding voting securities are directly or indirectly owned, controlled, or held with power to vote, by MF Global Inc., or by an entity that directly or indirectly owns, controls, or holds with power to vote, 20% or more of the outstanding voting securities of MF Global Inc., other than an entity that holds such securities (i) in a fiduciary or agency capacity without sole discretionary power to vote such securities; or (ii) solely to secure a debt, if such entity has not in fact exercised such power to vote;
- A person whose business is operated under a lease or operating agreement by MF Global Inc., or person substantially all of whose property is operated under an operating agreement with MF Global Inc.;
- An entity that otherwise, directly or indirectly, is controlled by or is under common control with MF Global Inc.;
- An entity that operates the business of all or substantially all of the property of MF Global Inc. under a lease or operating agreement; or
- An entity that otherwise, directly or indirectly, controls MF Global Inc.

D. Is this a discretionary account?

**Check one:**            YES                NO   

*NOTE: If you selected "YES," specify who has the general authority to buy or sell orders or effectuate transactions for your account: \_\_\_\_\_.*

E. Is this a joint account?

**Check one:** YES  NO

*NOTE: If you selected "YES," specify the amount of your percentage interest in the account, and whether all participants in a joint account are claiming jointly.*

1. My percentage interest in the account is: \_\_\_\_\_ %

2. Participants in a joint account are claiming: (Check one)

SEPARATELY  FULLY JOINTLY

F. Is your claim based on securities futures products?

**Check one:** YES  NO

*NOTE: If you selected "YES," are these securities futures products held in a futures account or a securities account?*

**Check one:** SECURITIES ACCOUNT  FUTURES ACCOUNT

#### IV. DETAILS OF YOUR CLAIM

A. Does MF Global Inc. have any claims against you not already included in the equity calculated in Item (I.A) above?

**Check one:** YES  NO

*NOTE: If you selected "YES," please provide a detailed description in a signed attachment of any such claim or claims, and attach any supporting documentation you have. If you do not provide sufficient details, you may be sent a deficiency letter seeking additional information.*

B. If the equity calculated in Item (I.A) above does not include any deposits of money, securities or other property held by or for MF Global Inc. from or for your account, select this box and skip the rest of this question.

"I am not claiming any deposits of money, securities or other property held by or for MF Global Inc. from or for my account."

*OTHERWISE, please indicate whether any such money, securities or other property consists of one of the following (check all that are applicable), and if you check any one or more of the following, please provide a detailed explanation on a signed attachment, and*

*attach any supporting documentation you have. If you do not provide sufficient details, you may be sent a deficiency letter seeking additional information.*

- 1. Any security deposited as margin which, as of October 31, 2011, was securing an open commodity contract and is (i) registered in your name; (ii) not transferable by delivery; and (iii) not a short-term obligation.
- 2. Any fully-paid, non-exempt security held for your account in which there were no open contracts as of October 31, 2011.
- 3. Any warehouse receipt, bill of lading or other document of title deposited as margin which, as of October 31, 2011, was securing an open commodity contract and can be identified in MF Global Inc.'s records as being held for your account, and is neither in bearer form nor otherwise transferable by delivery.
- 4. Any warehouse receipt, bill of lading or other document of title, or any commodity received, acquired or held by or for MF Global Inc. to make or take physical delivery or exercise from or for your account and which can be identified in MF Global Inc.'s records as received from or for your account as held specifically for the purpose of delivery or exercise.
- 5. Any open commodity contract (except as provided in Item (IV.B.8), below) which, as of October 31, 2011, is identified in MF Global Inc.'s records as being held for your account, is a bona fide hedging position or transaction as defined in CFTC Rule 1.3(z) or is a commodity option transaction which has been determined by the exchange to be economically appropriate to the reduction of risks in the conduct and management of a commercial enterprise pursuant to exchange rules, and is in an account designated in MF Global Inc.'s records as a hedging account.
- 6. Any cash or other property deposited or cash price tendered for any property deposited, prior to October 31, 2011, for the specifically noted purpose of taking or making physical delivery on an options or futures contract, which cash or other property is identified on MF Global Inc.'s records as received from or for your account within three or less days of the notice date or three or less days of the exercise date. **NOTE: If you check this box, the Trustee's Office will contact you to request that you provide specific additional information regarding this type of property.**
- 7. Open commodity contracts transferred to another futures commission merchant by the Trustee.
- 8. My claim is not based on any of the types of money, securities or other property listed in Items (IV.B.1-7), above.

C. If you are claiming securities for this account, do you wish to receive payment in kind, to the extent possible?

Check one: YES  NO

**WHEN COMPLETING THE ABOVE PLEASE KEEP IN MIND:**

- If you cannot compute the amount of your claim, you may file an estimated claim. In that case, please be sure to indicate that your claim is an estimated claim.
- Proper documentation can speed the review, allowance, and satisfaction of your claim.
- Please enclose: copies (not originals) of any documentation or correspondence you believe will be of assistance in processing your claim, including, but not limited to, customer confirmations, account statements, and statements of purchase or sale.
- If, at any time, you complained in writing about the handling of your account to any person or entity or regulatory authority, and the complaint relates to the cash or other property that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

**Please list the full name, address, phone number, and email address of anyone assisting you in the preparation of this claim form:**

Full name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone number: \_\_\_\_\_

Email address: \_\_\_\_\_

If more than one person is assisting you, attach additional pages providing the information in the exact format above.

**IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF UP TO \$50,000 OR IMPRISONMENT OF UP TO FIVE YEARS OR BOTH.**

**THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF.**

Date	_____	Signature	_____
Date	_____	Signature	_____

(If ownership of the account is shared, all must sign above. Give each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, e.g., corporate, trustee, agent, custodian, etc., also state your capacity and authority. Please supply the trust agreement or other proof of authority.)

# Exhibit D

**MF GLOBAL INC.**

In Liquidation

November 28, 2011

TO ALL PERSONS ASSERTING CLAIMS AS CREDITORS OF MF GLOBAL INC. (OTHER THAN WITH RESPECT TO SECURITIES ACCOUNTS OR COMMODITY FUTURES ACCOUNTS):

Enclosed with this letter is a claim form for creditors of MF Global Inc. (the "Debtor"). If you believe that you have a bona-fide creditor claim against the Debtor, you must complete this form file it with the Trustee electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com) or return it by certified mail, return receipt requested, to the Trustee at the following address:

*If by first class mail:*

MF Global Inc. Claims Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
P.O. Box 3656  
Portland, OR 97208-3656

*If by overnight mail:*

MF Global Inc. Claim Processing Center  
c/o Epiq Bankruptcy Solutions, LLC  
10300 SW Allen Blvd.  
Beaverton, OR 97005

In addition to this letter, you should carefully read the enclosed notice concerning the liquidation of the business of MF Global Inc. This notice informs you of the steps necessary to protect your interests in the proceeding. Among other things, as indicated in the notice, securities customers and commodity futures customers of the debtor should consider filing the appropriate type of customer claim, also included in today's mailing.

The Notice also informs all creditors of the Debtor other than customers or broker-dealers that they must file formal claims with the Trustee within **SIX MONTHS** of the **date of the Notice.**

Because claims are not deemed filed until received by the Trustee at the above address, if you submit your claim by mail it is strongly recommended that you use certified mail, return receipt requested. **No claim will be allowed unless received by the Trustee on or before May 28, 2012.**

You should attach to the completed claim form copies of all documentation supporting your claim. Please make a copy of the completed claim form and any attached documentation for your own records.

DATED: November 28, 2011

Very truly yours,

---

James W. Giddens,  
Trustee for the SIPA Liquidation of  
MF Global Inc.

B 10 (Official Form 10) (12/07)

<b>UNITED STATES BANKRUPTCY COURT</b> Southern District of New York		<b>PROOF OF CLAIM</b>
Name of Debtor: Lehman Brothers, Inc.		Case Number: 08-01420 (JMP) SIPA
<i>NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.</i>		
Name of Creditor (the person or other entity to whom the debtor owes money or property):		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim.  Court Claim Number: _____ (If known)  Filed on: _____
Name and address where notices should be sent:		
Telephone number:		
Name and address where payment should be sent (if different from above):		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.  <input type="checkbox"/> Check this box if you are the debtor or trustee in this case.
Telephone number:		
1. Amount of Claim as of Date Case Filed:             \$ _____  If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.  If all or part of your claim is entitled to priority, complete item 5.  <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.		5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.  Specify the priority of the claim.  <input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).  <input type="checkbox"/> Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier – 11 U.S.C. §507 (a)(4).  <input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. §507 (a)(5).  <input type="checkbox"/> Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. §507 (a)(7).  <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. §507 (a)(8).  <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. §507 (a)(____).  <b>Amount entitled to priority:</b> \$ _____  <i>*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</i>
2. Basis for Claim: _____ (See instruction #2 on reverse side.)		
3. Last four digits of any number by which creditor identifies debtor: _____  3a. Debtor may have scheduled account as: _____ (See instruction #3a on reverse side.)		
4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.  Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe:  Value of Property: \$ _____ Annual Interest Rate ____%  Amount of arrearage and other charges as of time case filed included in secured claim, if any: \$ _____ Basis for perfection: _____  Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____		
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.		
7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See definition of "redacted" on reverse side.)  DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.  If the documents are not available, please explain:		
<b>Date:</b>	<b>Signature:</b> The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.	<b>FOR COURT USE ONLY</b>

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

B 10 (Official Form 10) (12/07) – Cont.

**INSTRUCTIONS FOR PROOF OF CLAIM FORM**

*The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, there may be exceptions to these general rules.*

**Items to be completed in Proof of Claim form**

**Court, Name of Debtor, and Case Number:**

Fill in the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the bankruptcy debtor's name, and the bankruptcy case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is located at the top of the notice.

**Creditor's Name and Address:**

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

**1. Amount of Claim as of Date Case Filed:**

State the total amount owed to the creditor on the date of the Bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

**2. Basis for Claim:**

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card.

**3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:**

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

**3a. Debtor May Have Scheduled Account As:**

Use this space to report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

**4. Secured Claim:**

Check the appropriate box and provide the requested information if the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See DEFINITIONS, below.) State the type and the value of property that secures the claim, attach copies of lien

documentation, and state annual interest rate and the amount past due on the claim as of the date of the bankruptcy filing.

**5. Amount of Claim Entitled to Priority Under 11 U.S.C. §507(a).**

If any portion of your claim falls in one or more of the listed categories, check the appropriate box(es) and state the amount entitled to priority. (See DEFINITIONS, below.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

**6. Credits:**

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

**7. Documents:**

Attach to this proof of claim form redacted copies documenting the existence of the debt and of any lien securing the debt. You may also attach a summary. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary. FRBP 3001(c) and (d). Do not send original documents, as attachments may be destroyed after scanning.

**Date and Signature:**

The person filing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2), authorizes courts to establish local rules specifying what constitutes a signature. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. Attach a complete copy of any power of attorney. Criminal penalties apply for making a false statement on a proof of claim.

**DEFINITIONS**

**Debtor**

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

**Creditor**

A creditor is the person, corporation, or other entity owed a debt by the debtor on the date of the bankruptcy filing.

**Claim**

A claim is the creditor's right to receive payment on a debt that was owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured.

**Proof of Claim**

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

**Secured Claim Under 11 U.S.C. §506(a)**

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car.

A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien. A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

**Unsecured Claim**

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

**Claim Entitled to Priority Under 11 U.S.C. §507(a)**

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

**Redacted**

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor should redact and use only the last four digits of any social-security, individual's tax-identification, or financial-account number, all but the initials of a minor's name and only the year of any person's date of birth.

**Evidence of Perfection**

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

**INFORMATION**

**Acknowledgment of Filing of Claim**

To receive acknowledgment of your filing, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system ([www.pacer.psc.uscourts.gov](http://www.pacer.psc.uscourts.gov)) for a small fee to view your filed proof of claim.

**Offers to Purchase a Claim**

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 *et seq.*), and any applicable orders of the bankruptcy court.

# Exhibit E

**MF Global Inc. Claims Processing**  
c/o Epiq Bankruptcy Solutions, LLC  
757 Third Avenue, 3<sup>rd</sup> Floor  
New York, NY 10017

***In re MF Global Inc.***

Case No. 11-2790 (MG) SIPA

**REQUEST FOR ADDITIONAL INFORMATION—COMMODITY FUTURES  
CUSTOMER CLAIM**

[Date]

**VIA UPS OVERNIGHT**

[EPIQ TO POPULATE  
NAME OF CLAIMANT AND  
ADDRESS OF CLAIMANT]

Re: Claim Number(s): [A1]

Dear Claimant:

**PLEASE READ THIS NOTICE CAREFULLY**

The liquidation of the business of MF Global Inc. (“MFGI”) is being conducted under the above-referenced case number by James W. Giddens, Trustee, pursuant to an Order entered on October 31, 2011 by the United States District Court for the Southern District of New York. We acknowledge receipt of the above-referenced claim(s) in this proceeding (the “Claim”).

We have begun processing your Claim, but require the following information and/or documentation in order to properly evaluate your Claim:

- Please provide the MFGI account number that relates to this claim.
- Please provide your daytime phone number.
- Please provide your email address.
- Please provide your taxpayer I.D. Number.
- Please provide your Social Security Number.
- Please enclose a copy of your last MFGI account statement or any documents to indicate that you held an account at MFGI.
- Please provide copies of all correspondence you had with MFGI or any of their representatives or affiliates.
- Section I.A—Please state the total amount, as of the close of business on October 31, 2011, of MFGI’s indebtedness to you. Please indicate whether this amount is estimated or calculated.
- Section I.A—Please indicate whether the total amount, as of the close of business on October 31, 2011, of MFGI’s indebtedness to you that you stated in your filed claim is estimated or calculated.

- Section I.B.—Please answer “yes” or “no” —Was the entire sum you entered in part I.A of your filed claim based on cash or cash equivalents (including securities posted as collateral) in you commodity futures account (*i.e.*, you had no open positions in your account on October 31, 2011)? If “yes,” please (1) state the amount of cash or cash equivalents in the account, as of October 31, 2011; and (2) state the equity, as of October 31, 2011, based on the commodity transactions in the account (*i.e.*, not based on cash or cash equivalents).
- Section I.B.1—Please state the amount of cash or cash equivalents in the account, as of October 31, 2011.
- Section I.B.2—Please state the equity, as of October 31, 2011, based on the commodity transactions in the account (*i.e.*, not based on cash or cash equivalents).
- Section I.—Please provide a detailed description on a signed attachment of the basis for the amounts you stated in Item I in your filed claim, and attach any supporting documentation that you have.
- Section II.A.—Please answer “yes” or “no”—Was any part of your account transferred to one or more transferee futures commission merchants after October 31, 2011? If “yes,” then please (1) identify the name(s) of the transferee futures commission merchant(s); (2) identify the commodity contracts (including futures and options on futures) that were transferred (to each transferee, if more than one), and (3) specify the amount of collateral, in U.S. dollars, that was transferred along with such commodity contracts, if any. Please also state the equity based on the commodity contracts that were transferred from the account: (i) as of the date of the transfer; and (ii) as the commodity contracts existed in the account on October 31, 2011. Please attach any supporting documentation that you have.
- Section II.A.1—You have indicated that all or part of your account was transferred to one or more transferee futures commission merchants after October 31, 2011. Please identify the name(s) of the transferee futures commission merchant(s). Please attach any supporting documentation that you have.
- Section II.A.2—You have indicated that all or part of your account was transferred to one or more transferee futures commission merchants after October 31, 2011. Please identify the commodity contracts (including futures and options on futures) that were transferred (to each transferee, if more than one). Please attach any supporting documentation that you have.
- Section II.A.3—You have indicated that all or part of your account was transferred to one or more transferee futures commission merchants after October 31, 2011. Please specify the amount of collateral, in U.S. dollars, that was transferred along with such commodity contracts, if any. Please attach any supporting documentation that you have.
- Section II.A.4—You have indicated that all or part of your account was transferred to one or more transferee futures commission merchants after October 31, 2011. Please state the equity based on the commodity contracts that were transferred from the account: (i) as of the date of the transfer; and (ii) as the commodity contracts existed in the account on October 31, 2011. Please attach any supporting documentation that you have.
- Section III.A—Please specify the type of account (select one): (1) futures account; (2) foreign futures account; (3) leverage account; (4) option account—exchange-traded; (5) option account—dealer; (6) delivery account; (7) cleared OTC derivatives account.
- Section III.B—Please specify the capacity in which you hold the account (list all that apply): (1) individual capacity; (2) as guardian, custodian, or conservator for the benefit of a ward or a minor under the Uniform Gift to Minors Act; (3) as executor or administrator of an estate; (4) as trustee for the trust beneficiary; (5) in the name of a corporation, partnership, or unincorporated association; (6) as an omnibus customer account of the undersigned futures commission merchant; (7) as part owner of a joint account; (8) in the name of a plan which, on October 31, 2011, had in effect a registration statement in accordance with the requirements of § 1031 of the Employee Retirement Income Security Act of 1974 and the regulations thereunder; (9) as agent or nominee for a principle or beneficial owner (and not described in items III.B.1-8); (10) in any other capacity not already described in items III.B.1-9 (please specify).
- Section III.C—Please indicate whether any person (including a general partnership, limited partnership, corporation, or other type of association) on whose behalf the account is held is one of the following persons or if one of the following persons, alone or jointly, holds 10% or more of the account (list all that apply): (1) MF Global Inc.; (2) Director of MF Global Inc.; (3) Officer of MF Global Inc.; (4) Person in control of MF Global Inc.; (5) Partnership in which MF Global Inc. is a general partner; (6) Owner of ten percent or more of the capital stock of MF Global Inc.; (7) Employee of MF Global Inc. whose duties include (a) the management of the business of MF Global Inc. or any part thereof; (b) the handling of the trades or customer funds of customers of MF Global Inc.; (c) the keeping of records pertaining to the trades or funds of customers of MF Global Inc.; or (d) the signing or co-signing of checks or drafts on behalf of MF Global Inc.; (8) Managing agent of MF Global Inc.; (9) A spouse or minor dependent living in the same household of any of the persons listed in items III.C.1-8, or any other relative, regardless of residency, defined as an

- individual related by affinity or consanguinity within the third degree as determined by the common law, or individual in a step or adoptive relationship with such degree; (10) "Affiliate" of MF Global Inc. (as defined in the claim form); or (11) Any of the persons listed in items II.C.1-8, if such person is associated with an affiliate of MF Global Inc. as if the affiliate were MF Global Inc.
- Section III.D— Please answer "yes" or "no," whether this is a discretionary account. If "yes," please specify who has the general authority to buy or sell orders or effectuate transactions for your account.
  - Section III.E— Please answer "yes" or "no," whether this is a joint account. If "yes," please specify the amount of your percentage interest in the account, and whether all participants in a joint account are claiming jointly.
  - Section III.F—Please answer "yes" or "no," whether your claim based on securities futures products. If "yes," please specify whether this is a securities account or futures account.
  - Section IV.A—Please answer "yes" or "no," whether MF Global Inc. has any claims against you not already included in the equity calculated in item I.A of your claim form. If "yes," please provide a detailed description in a signed attachment of any such claim or claims, and attach any supporting documentation.
  - Section IV.A—You indicated that MF Global Inc. has a claim or claims against you not already included in the equity calculated in item I.A of your claim form. Please provide a detailed description in a signed attachment of any such claim or claims, and attach any supporting documentation.
  - Section IV.B— Please answer "yes" or "no," whether the equity calculated in item I.A of your claim form includes any deposits of money, securities or other property held by or for MF Global Inc. from or for your account.
  - Section IV.B—You indicated that the equity calculated in item I.A of your claim form includes deposits of money, securities or other property held by or for MF Global Inc. from or for your account. Please indicate whether any such money, securities or other property consists of one of the following descriptions, and if so, please provide a detailed explanation on a signed attachment, and attach any supporting documentation you have. Please list all that apply:
    1. Any security deposited as margin which, as of October 31, 2011, was securing an open commodity contract and is (i) registered in your name; (ii) not transferable by delivery; and (iii) not a short-term obligation.
    2. Any fully-paid, non-exempt security held for your account in which there were no open contracts as of October 31, 2011.
    3. Any warehouse receipt, bill of lading or other document of title deposited as margin which, as of October 31, 2011, was securing an open commodity contract and can be identified in MF Global Inc.'s records as being held for your account, and is neither in bearer form nor otherwise transferable by delivery.
    4. Any warehouse receipt, bill of lading or other document of title, or any commodity received, acquired or held by or for MF Global Inc. to make or take physical delivery or exercise from or for your account and which can be identified in MF Global Inc.'s records as received from or for your account as held specifically for the purpose of delivery or exercise.
    5. Any open commodity contract (except as provided in item (IV.B.8.), below) which, as of October 31, 2011, is identified in MF Global Inc.'s records as being held for your account, is a bona fide hedging position or transaction as defined in CFTC Rule 1.3(z) or is a commodity option transaction which has been determined by the exchange to be economically appropriate to the reduction of risks in the conduct and management of a commercial enterprise pursuant to exchange rules, and is in an account designated in MF Global Inc.'s records as a hedging account.
    6. Any cash or other property deposited or cash price tendered for any property deposited, prior to October 31, 2011, for the specifically noted purpose of taking or making physical delivery on an options or futures contract, which cash or other property is identified on MF Global Inc.'s records as received from or for your account within three or less days of the notice date or three or less days of the exercise date. NOTE: If yes, the Trustee's Office will contact you to request that you provide specific additional information regarding this type of property.
    7. Open commodity contracts transferred to another futures commission merchant by the trustee.
    8. Your claim is not based on any of the types of money, securities or other property listed in items IV.B.1-7, above.

- Section IV.C— Please answer “yes” or “no,” whether you are claiming securities for this account. If “yes,” please answer “yes” or “no,” whether you wish to receive payment in kind, to the extent possible.
- Please provide the full name(s), address(es), phone number(s), and email address(es) of each person that assisted you in the preparation of your claim form.
- The submitted claim form does not include the claimant’s dated signature. Please have the claimant sign and date the enclosed Amendment to Claim Form.
- Because the account is a joint account, please have each account holder sign and date the enclosed Amendment to Claim Form.

Your Claim cannot be processed further until you provide us with the requested information and/or documentation. Please return a copy of this letter with the requested information via certified mail, return receipt requested to:

MF Global Inc. Claims Processing  
c/o Epiq Bankruptcy Solutions, LLC  
757 Third Avenue, 3<sup>rd</sup> Floor  
New York, NY 10017

If you are unable to provide the requested information and/or documentation, please provide a brief written explanation. **We request your response within (30) thirty days from the date of this letter or your Claim may be denied.** Thank you for your cooperation.

Very truly yours,

MFGI Claims Processing

**COMMODITY FUTURES CUSTOMER CLAIM FORM**

**MF GLOBAL INC.**

**AMENDMENT TO CLAIM FORM [A1]**

Account Name: \_\_\_\_\_ Daytime Phone: \_\_\_\_\_

Account Number: \_\_\_\_\_ Email: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Contact Person: \_\_\_\_\_

Taxpayer I.D. Number

(Social Security No.) \_\_\_\_\_

**INSTRUCTIONS**

Because you failed to sign the claim form you provided, sign and date the below Amendment to Claim Form. If ownership of the account is shared, all must sign below. Please provide each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, *e.g.*, corporate, trustee, custodian, etc, also state your capacity and authority. Please supply the trust agreement or other proof of authority.

**IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF NOT MORE THAN \$50,000 OR IMPRISONMENT FOR NOT MORE THAN FIVE YEARS OR BOTH.**

**THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF.**

Date \_\_\_\_\_ Signature \_\_\_\_\_

Date \_\_\_\_\_ Signature \_\_\_\_\_

**MF Global Inc. Claims Processing**  
c/o Epiq Bankruptcy Solutions, LLC  
757 Third Avenue, 3<sup>rd</sup> Floor  
New York, NY 10017

***In re MF Global Inc.***

Case No. 11-2790 (MG) SIPA

**REQUEST FOR ADDITIONAL INFORMATION—SECURITIES CUSTOMER CLAIM**

[Date]

**VIA UPS OVERNIGHT**

[EPIQ TO POPULATE  
NAME OF CLAIMANT AND  
ADDRESS OF CLAIMANT]

Re: Claim Number(s): [A1]

Dear Claimant:

**PLEASE READ THIS NOTICE CAREFULLY**

The liquidation of the business of MF Global Inc. (“MFGI”) is being conducted under the above-referenced case number by James W. Giddens, Trustee, pursuant to an Order entered on October 31, 2011 by the United States District Court for the Southern District of New York. We acknowledge receipt of the above-referenced claim(s) in this proceeding (the “Claim”).

We have begun processing your Claim, but require the following information and/or documentation in order to properly evaluate your Claim:

- **Please provide the MFGI account number that relates to this claim.**
- **Please provide your daytime phone number.**
- **Please provide your email address.**
- **Please provide your taxpayer I.D. Number.**
- **Please provide your Social Security Number.**
- **Please enclose a copy of your last MFGI account statement or copies of any documents to indicate that you held an account at MFGI.**
- **Please provide copies of all correspondence you had with MFGI or any of its representatives or affiliates.**
- **Section I—Please state the total value of your claim against MFGI, based on, as of October 31, 2011, (i) all cash owed to you by MFGI less all cash you owe MFGI, if any, and (ii) the**

value of all securities owed to you by MFGI less all securities you owe to MFGI, if any. Please indicate whether this value is estimated or calculated.

- Section I—Please indicate whether the total value of your claim that you provided was estimated or calculated.
- Section II.A—Please state your claim for money balances or cash as of October 31, 2011 as follows (i) the amount in which MFGI owes you a credit or cash, if any, (ii) the amount in which you owe MFGI a debit or cash, if any.
- Section II.B—Please state your claim for securities as of October 31, 2011 as follows: (i) indicate whether MFGI owes you securities, (ii) indicate whether you owe MFGI securities, and (iii) please list the date of transaction (trade date), name of security, and number of shares or face amount of bonds that MFGI owes you (long), and that you owe MFGI (short).
- Section II.B—You indicated that you have a claim for securities as of October 31, 2011. Please list the date of transaction (trade date), name of security, and number of shares or face amount of bonds that MFGI owes you (long), and that you owe MFGI (short).
- Section III.1—Please answer “yes” or “no”—Does your claim in any way relate to an entity other than MF Global Inc. (for example, MF Global Holdings Inc., MF Global Finance USA Inc. or another MF Global subsidiary)? If “yes,” then please provide a detailed explanation on a signed attachment.
- Section III.1—You have indicated that your claim relates to an entity other than MF Global Inc. Please provide a detailed explanation on a signed attachment.
- Section III.2—Please answer “yes” or “no”—Has there been any change in your account since October 31, 2011? If “yes,” then please provide a detailed explanation on a signed attachment.
- Section III.2—You have indicated that there been a change in your account since October 31, 2011. Please provide a detailed explanation on a signed attachment.
- Section III.3—Please answer “yes” or “no”—Are you, or were you ever, a director, officer, partner, shareholder, lender to, capital contributor of, or party to a repurchase or reverse repurchase agreement of MFGI? If “yes,” then please provide a detailed explanation on a signed attachment.
- Section III.3—You have indicated that you are or were a director, officer, partner, shareholder, lender to, capital contributor of, or party to a repurchase or reverse repurchase agreement of MFGI. Please provide a detailed explanation of the circumstances on a signed attachment.
- Section III.4—Please answer “yes” or “no”—Are you related to, or do you have any business venture with a director, officer, partner, shareholder, lender to, or capital contributor of MFGI, or any employee or other person associated in any way with MFGI? If so, please provide the full name of each such person.
- Section III.4—You have indicated that you are related to, or have any business venture with a director, officer, partner, shareholder, lender to, or capital contributor of MFGI, or any employee or other person associated in any way with MFGI. Please provide the full name of each such person.
- Section III.5—Please answer “yes” or “no”—Are you or were you a person who, directly or indirectly, through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management or policies of MFGI? If “yes,” then please provide a detailed explanation on a signed attachment.
- Section III.5—You have indicated that you are or were a person who, directly or indirectly, through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management or policies of MFGI? Please provide a detailed explanation on a signed attachment.
- Section III.6—Please answer “yes” or “no”—Is this claim being filed on behalf of a customer of a broker, dealer, or bank? If the answer is “yes,” please provide documentation with respect to each customer on whose behalf you are claiming.
- Section III.6—You have indicated that your claim being filed on behalf of a customer of a broker, dealer, or bank. Please provide documentation with respect to each customer on whose behalf you are claiming.

- **Section III.7—Please answer “yes” or “no”—Have you ever given any discretionary authority to any person to execute securities transactions with or through MFGI on your behalf? If “yes,” please provide the full names, addresses and phone numbers for each person.**
- **Section III.7—You have indicated that you have given discretionary authority to another person to execute securities transactions with or through MFGI on your behalf. Please provide the full names, addresses and phone numbers for each person.**
- **Section III.8—Please answer “yes” or “no”—Have you or any member of your family ever filed a claim under the Securities Investor Protection Act of 1970? If “yes,” please provide the full name of the broker involved in the claim.**
- **Section III.8—You have indicated that you or a member of your family has filed a claim under the Securities Investor Protection Act of 1970. Please provide the full name of the broker involved in the claim.**
- **Please provide the full name(s), address(es), phone number(s), and email address(es) of each person that assisted you in the preparation of your claim form.**
- **The submitted claim form does not include the claimant’s dated signature. Please have the claimant sign and date the enclosed Amendment to Claim Form.**
- **Because the account is a joint account, please have each account holder sign and date the enclosed Amendment to Claim Form.**

Your Claim cannot be processed further until you provide us with the requested information and/or documentation. Please return a copy of this letter with the requested information via certified mail, return receipt requested to:

MF Global Inc. Claims Processing  
c/o Epiq Bankruptcy Solutions, LLC  
757 Third Avenue, 3<sup>rd</sup> Floor  
New York, NY 10017

If you are unable to provide the requested information and/or documentation, please provide a brief written explanation. **We request your response within (30) thirty days from the date of this letter or your Claim may be denied.** Thank you for your cooperation.

Very truly yours,

MFGI Claims Processing



**SECURITIES CUSTOMER CLAIM FORM**

**MF GLOBAL INC.**

**AMENDMENT TO CLAIM FORM [A1]**

Account Name: \_\_\_\_\_ Daytime Phone: \_\_\_\_\_  
Account Number: \_\_\_\_\_ Email: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Contact Person: \_\_\_\_\_ Taxpayer I.D. Number  
(Social Security No.) \_\_\_\_\_

**INSTRUCTIONS**

Because you failed to sign the claim form you provided, sign and date the below Amendment to Claim Form. If ownership of the account is shared, all must sign below. Please provide each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, *e.g.*, corporate, trustee, custodian, etc, also state your capacity and authority. Please supply the trust agreement or other proof of authority.

**IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF NOT MORE THAN \$50,000 OR IMPRISONMENT FOR NOT MORE THAN FIVE YEARS OR BOTH.**

**THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF.**

Date \_\_\_\_\_ Signature \_\_\_\_\_

Date \_\_\_\_\_ Signature \_\_\_\_\_

# Exhibit F

**MF GLOBAL INC.**

In Liquidation

[Date]

**NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM**

[Date]

[Name of Claimant]

[Address]

Dear Claimant:

**PLEASE READ THIS NOTICE CAREFULLY.**

The liquidation of the business of MF Global Inc. is being conducted by James W. Giddens, Trustee pursuant to an order entered on October 31, 2011 by the United States District Court for the Southern District of New York.

The Trustee has made the following determination regarding your claim designated as Claim Number \_\_\_\_\_. [\_\_\_\_\_.]

**PLEASE TAKE NOTICE:** If you disagree with this determination and desire a hearing before Bankruptcy Judge Martin Glenn, you **MUST** file your written opposition, setting forth (i) the claim number; (ii) a detailed statement of the reasons for your objection to the Trustee's determination; (iii) copies of any document or other writing upon which you rely; and (iv) mailing, phone, and email contact information, with the United States Bankruptcy Court and the Trustee within **THIRTY DAYS** of the date of this notice.

**PLEASE TAKE FURTHER NOTICE:** If you do not properly and timely file a written opposition, the Trustee's determination with respect to your claim will be deemed confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** If you properly and timely file a written opposition, a hearing date for this controversy will be obtained by the Trustee upon the Trustee's motion to uphold this determination, and you will be notified of that hearing date. Your failure to appear personally or through counsel at such hearing will result in the Trustee's determination with respect to your claim being confirmed by the Court and binding on you. Prior to the Trustee's filing of a motion to uphold this determination, no discovery or other motion practice shall occur

regarding this determination or facts giving rise to this determination, absent prior Court approval.

**PLEASE TAKE FURTHER NOTICE:** You must file your opposition in accordance with the above procedure electronically with the Court on the docket of *In re MF Global Inc.*, Case No. 11-2790 (MG) SIPA in accordance with General Order M-242 (available at [www.nysb.uscourts.gov/orders/orders2.html](http://www.nysb.uscourts.gov/orders/orders2.html)) by registered users of the Court's case filing system and by all other parties in interest on a 3.5 inch disk, preferably in Portable Document Format (PDF), Microsoft Word or any other Windows-based word processing format.

If you do not have means to file your opposition electronically, you may mail your opposition to:

Clerk of the United States Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, New York 10004

**PLEASE TAKE FURTHER NOTICE:** You must serve your opposition upon the Trustee's counsel by mailing a copy to:

Hughes Hubbard & Reed LLP  
One Battery Park Plaza  
New York, NY 10004  
Attn: MFGI Hearing Request

Attorneys for James W. Giddens, Trustee for  
the SIPA Liquidation of MF Global Inc.

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Trustee for the SIPA Liquidation of MF Global Inc.

# Exhibit G

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re

MF GLOBAL INC.,

Debtor.

Case No. 11-2790 (MG) SIPA

**ORDER APPROVING TRUSTEE'S APPLICATION FOR  
ESTABLISHING PARALLEL CLAIMS PROCESSES FOR COMMODITY FUTURES  
CUSTOMER AND SECURITIES CUSTOMER CLAIMS, APPROVING FORM AND  
MANNER OF PUBLICATION AND MAILING OF NOTICE OF COMMENCEMENT;  
SPECIFYING PROCEDURES AND FORMS FOR FILING, INFORMAL AND FORMAL  
DETERMINATION, AND ADJUDICATION OF CLAIMS;  
FIXING A MEETING OF CUSTOMERS AND OTHER CREDITORS;  
AND FIXING INTERIM REPORTING PURSUANT TO SIPA**

Upon the Trustee's expedited application seeking entry of an order (1) establishing parallel claims processes for commodity futures customer and securities customer claims; (2) approving the form and manner of the publication and mailing of the notice of commencement of this proceeding; (3) specifying procedures and forms for the filing, determination, and adjudication of claims; (4) fixing a meeting of customers and other creditors; and (5) fixing an interim reporting procedure pursuant to SIPA (the "Application");<sup>1</sup> and due and proper notice of the Application having been provided; and it appearing that no other or further notice need be provided; and a hearing having been held on November 16, 2011, to consider relief requested in the Application (the "Hearing"), and upon the record of the Hearing, and all the proceedings had before the Court; and the Court having found and determined that the relief

---

1. Terms not defined herein shall have the meaning used in the Application.

sought in the Application is in the best interests of the Debtor, its estate, securities customers, commodity futures customers, other creditors, and all parties in interest, and that the legal and factual bases set forth in the Application establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, it is:

ORDERED that the Application is granted; and it is further

ORDERED that the notice of commencement attached as Exhibit A to the Application (the "Notice of Commencement"), and the explanatory letters, claim forms, instructions and notice of deficiency of claim and notice of trustee's determination of claim appearing as Exhibits B, C, D, E, and F to the Application be, and they hereby are, authorized and approved; and it is further

ORDERED that the Trustee shall have the authority, on the advice and consent of the Securities Investment Protection Corporation ("SIPC") and the Commodity Futures Trading Commission ("CFTC"), to amend these forms without further order of this Court; and it is further

ORDERED that the Trustee shall cause the Notice of Commencement, substantially in the form attached to the Application as Exhibit A, to be published no later than November 28, 2011 in all editions of *The New York Times*, all editions of *The Wall Street Journal*, all editions of *The Financial Times*, and all editions of *The Chicago Tribune*; and it is further

ORDERED that the Trustee shall cause documents substantially in the form of Exhibits A, B, C, and D to the Application to be mailed to persons who, as identified from the Debtor's books and records, may potentially assert claims as securities customers, commodity futures customers, or general creditors, on or before November 28, 2011, and finding that such

mailing complies with SIPA § 78fff-2(a)(i) and Bankruptcy Code § 765(a) and 17 C.F.R. § 190.02(b)(4); and it is further

ORDERED that the Trustee shall cause documents substantially in the form of Exhibits A, B, C, and D to the Application to be made available on the Trustee's website, [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), for download, no later than the day after the date of entry of this order; and it is further

ORDERED that the Trustee shall have the authority, as provided in section 78fff-2(b) of SIPA, to satisfy securities customer claims, insofar as the claims agree with the Debtor's books and records, or are otherwise established to the Trustee's satisfaction, without further orders of this Court; and it is further

ORDERED that nothing in this order shall prevent the Trustee from agreeing to procedures for intercompany claims as the Trustee may determine is in the best interests of the MFGI estate; and it is further

ORDERED that, with respect to securities customer net equity claims, the Trustee shall have the authority to satisfy claims out of moneys made available to the Trustee by SIPC notwithstanding the fact that there has not been any showing or determination that there are sufficient funds of the Debtor available to satisfy such claims; and it is further

ORDERED that, with respect to securities customer claims relating to, or securities customer net equities based upon, securities of a class and series of an issuer which are ascertainable from the books and records of the Debtor or are otherwise established to the satisfaction of the Trustee, the Trustee shall have the authority to deliver securities of such class and series, if and to the extent available to satisfy such claims in whole or in part, with partial

deliveries to be made pro rata to the greatest extent considered practicable by the Trustee; and it is further

ORDERED that the Trustee shall implement the procedures prescribed in 17 C.F.R. § 190.08 for allocation and distribution of commodity futures customer property, to satisfy commodity futures customer claims, insofar as the claims agree with the Debtor's books and records, or are otherwise established to the Trustee's satisfaction; and it is further

ORDERED that the Trustee shall use the following procedure for those securities customer claims, as defined in SIPA, and commodity futures customer claims, as defined in the Commodity Broker Liquidation Provisions and the Part 190 Regulations, which are not allowed as filed:

- a. The Trustee will notify the claimant that the Trustee has determined that the claimant's claim has been disallowed in whole or in part or has otherwise not been approved for satisfaction as filed. Notification shall be in a form similar to the Notice of Determination of Claim, attached as Exhibit D hereto. If a claimant is aggrieved by the determination of the Trustee, the claimant, upon the Trustee's motion to uphold such determination, shall be afforded the opportunity to have the matter heard by the Court as a contested matter under Rule 9014 of the Bankruptcy Rules. Prior to the Trustee's filing of a motion to uphold his determination, no discovery or other motion practice shall occur regarding the Trustee's determination of claim or facts giving rise to such determination, absent prior Court approval.
- b. The claimant shall file a written opposition to the Trustee's determination in accordance with the instructions included with the Trustee's determination. The claimant shall file the written opposition with the Bankruptcy Court in accordance with local rules, and serve upon the Trustee's counsel, Hughes Hubbard & Reed LLP, One Battery Park Plaza, New York, NY 10004,

Attention: MFGI Hearing Request, within thirty days of the date on which the Trustee mailed his determination. The request shall include: (i) the claim number; (ii) a detailed statement of the reasons for the claimant's objection to the Trustee's determination; (iii) copies of any document or other writing upon which the claimant relies; and (iv) mailing, phone, and email contact information for the claimant.

- c. The Trustee shall, upon his motion to uphold the determination, ask the Court to set a time and date for a hearing and shall notify the claimant in writing of the time, date and place of the hearing. The Trustee may, in his discretion, upon the advice and consent of SIPC (and, with respect to commodity futures customer claims, the CFTC), establish such other procedures for adjudication of claims as lead to the most efficient and orderly administration of the claims process for all claimants without further order of this Court.
- d. If a claimant fails to file a written opposition within thirty days of the mailing of the Trustee's determination in accordance with the procedures established by this Court's Order, or if the claimant fails to appear at a scheduled hearing, then the Trustee's determination shall be final.

ORDERED that the Trustee shall have the authority to compromise and settle any customer claim at any time, as appropriate, without further order of this Court and all parties to this proceeding are directed to cooperate with the Trustee to the maximum extent possible to achieve swift resolution of claims where possible; and it is further

ORDERED that any claim of a securities customer for net equity under SIPA which is received by the Trustee after the expiration of a sixty-day time period beginning on the date of publication of the Notice of Commencement need not be paid or satisfied in whole or in part out of customer property, and, to the extent such claim is satisfied from monies advanced by

SIPC, it shall be satisfied in cash or securities (or both) as the Trustee determines is most economical to the estate; and it is further

ORDERED that based on the November 28, 2011 mailing date for the Notice of Commencement, the bar date for the claims of commodity futures customers is January 27, 2012, the bar date for receiving the maximum possible protection for securities customer claims under SIPA is January 27, 2012, and the bar date for all securities customer claims or general creditor claims is May 28, 2012; and it is further

ORDERED that claims against the Debtor in this proceeding shall be filed with the Trustee electronically online at [www.mfglobaltrustee.com](http://www.mfglobaltrustee.com), or sent to the Trustee via certified mail, return receipt requested, through the Trustee's claims agent, Epiq Bankruptcy Solutions, LLC at: (i) for delivery via first class mail, MF Global Inc. Claims Processing Center, c/o Epiq Bankruptcy Solutions, LLC, P.O. Box 3656, Portland, OR 97208-3656; or (ii) for delivery via overnight courier or hand delivery, MF Global Inc. Claims Processing Center, c/o Epiq Bankruptcy Solutions, LLC, 10300 SW Allen Blvd., Beaverton, OR 97005; and it is further

ORDERED that a meeting of customers and creditors will take place on January 12, 2012 at 10:00 a.m., at the New York Marriott Downtown, 85 West Street, New York, NY 10006; and it is further

ORDERED that the Trustee shall file his first report pursuant to SIPA § 78fff-1(c) within six months after publication of the Notice of Commencement, and shall file interim reports at least every six months thereafter.

Dated: New York, New York  
November \_\_, 2011

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HONORABLE MARTIN GLENN  
UNITED STATES BANKRUPTCY JUDGE