FILED

DEC - 9 2009

NATIONAL FUTURES ASSOCIATION
LEGAL DOCKETING

NATIONAL FUTURES ASSOCIATION
BEFORE THE
BUSINESS CONDUCT COMMITTEE

In the Matter of:	)	
	)	
MICHAEL WILLIAMS	)	
(NFA ID #407627),	)	NFA Case No. 09-BCC-052
	)	
Respondent.	)	

COMPLAINT

Having reviewed the investigative report submitted by the Compliance Department of National Futures Association ("NFA"), and having reason to believe that NFA Requirements are being, have been, or are about to be violated and that the matter should be adjudicated, NFA's Business Conduct Committee issues this Complaint against Michael Williams ("Williams").

ALLEGATIONS

JURISDICTION

1. Williams is a sole proprietor commodity trading advisor ("CTA"), commodity pool operator ("CPO") NFA Member located in Woodland Hills, California.
2. Williams became registered as a CPO/CTA NFA Member in February 2009.

APPLICABLE RULES

3. NFA Compliance Rule 2-5 provides, in pertinent part, that each Member and Associate shall cooperate promptly and fully with NFA in any NFA investigation, inquiry, audit, examination or proceeding regarding compliance with NFA requirements.

COUNT I

VIOLATION OF NFA COMPLIANCE RULE 2-5: FAILING TO COOPERATE PROMPTLY AND FULLY WITH NFA.

4. The allegations contained in paragraphs 1through 3 are realleged as paragraph 4.

5. NFA began an examination of Williams on October 26, 2009. On that date, NFA auditors went to Williams' home which was listed as the firm's main office. An individual who identified himself as John told NFA that Williams was out of town. NFA was unable to contact Williams by phone but left a voicemail message and sent him an e-mail explaining that NFA was trying to conduct an audit of his firm and needed to speak to him.

6. Williams failed to return NFA's call or respond to NFA's e-mail, so NFA tried to contact Williams again by phone and e-mail, reminding him of his obligation to promptly and fully cooperate with NFA in connection with an audit of his firm.

7. On October 28, 2009, Williams sent NFA an e-mail in which he stated that he had no current customer accounts, was not soliciting customer accounts and would not have time to meet with NFA until the following week.

8. On October 29, 2009, NFA sent Williams another e-mail reminding him of his obligation as an NFA Member. NFA also requested that Williams produce certain documents that NFA needed to conduct its audit of his firm. Later that day, Williams returned NFA's call and agreed to comply with NFA's document request by November 3, 2009 and also agreed to participate in a conference call with NFA on November 2, 2009.

9. Despite Williams' agreement to comply with NFA's requests, Williams failed to participate in the November 2, 2009 conference call and also failed to comply with NFA's document request.

10. Therefore, on November 4, 2009, NFA sent a letter to Williams again reminding him of his obligation to cooperate with NFA in its audit of his firm. Williams responded to NFA's letter by indicating that he was unable to meet NFA's demands and asking how he could withdraw from NFA membership.

11. NFA responded to Williams by reiterating to him that he was obligated to cooperate with NFA. Williams subsequently advised NFA that he could not comply with NFA requirements, that he was "out of compliance," that he had none of the documents NFA had requested, and that he wanted to know how to "shut down." NFA has had no further contact with Williams since his last communication on November 4, 2009.

12. By reason of the foregoing acts and omissions, Williams is charged with violations of NFA Compliance Rule 2-5.

PROCEDURAL REQUIREMENTS

ANSWER

You must file a written Answer to the Complaint with NFA within thirty (30) days of the date of the Complaint. The Answer shall respond to each allegation in the Complaint by admitting, denying or averring that you lack sufficient knowledge or information to admit or deny the allegation. An averment of insufficient knowledge or information may only be made after a diligent effort has been made to ascertain the relevant facts and shall be deemed to be a denial of the pertinent allegation.

The place for filing an Answer shall be:

National Futures Association
300 S. Riverside Plaza
Chicago, Illinois 60606-3447
Attn: Legal Department-Docketing

E-mail: Docketing@nfa.futures.org
Facsimile: 312-781-1672.

Failure to file an Answer as provided above shall be deemed an admission of the facts and legal conclusions contained in the Complaint. Failure to respond to any allegation shall be deemed an admission of that allegation. Failure to file an Answer as provided above shall be deemed a waiver of hearing.

POTENTIAL PENALTIES, DISQUALIFICATION AND INELIGIBILITY

At the conclusion of the proceedings conducted as a result of or in connection with the issuance of this Complaint, NFA may impose one or more of the following penalties:

(a) expulsion or suspension for a specified period from NFA membership;

(b) bar or suspension for a specified period from association with an NFA Member;

(c) censure or reprimand;

(d) a monetary fine not to exceed $250,000 for each violation found; and

(e) order to cease and desist or any other fitting penalty or remedial action not inconsistent with these penalties.

The allegations in this Complaint may constitute a statutory disqualification from registration under Section 8a(3)(M) of the Commodity Exchange Act. Respondents in this matter who apply for registration in any new capacity, including as an AP with a new sponsor, may be denied registration based on the pendency of this proceeding.

Pursuant to the provisions of Commodity Futures Trading Commission Regulation 1.63, penalties imposed in connection with this Complaint may temporarily or permanently render Respondents who are individuals ineligible to serve on disciplinary committees, arbitration panels and governing boards of a self-regulatory organization, as that term is defined in CFTC Regulation 1.63.

NATIONAL FUTURES ASSOCIATION
BUSINESS CONDUCT COMMITTEE

Dated: 12-9-09

By: _____
Chairperson

/ecs(Complaint:Michael Williams failure to comply 12.09)

AFFIDAVIT OF SERVICE

I, Nancy Miskovich-Paschen, on oath state that on December 9, 2009, I served a copy of the attached Complaint, by sending such copy in the United States mail, first-class delivery, and by overnight mail, in envelopes addressed as follows:

Michael Williams
21900 Marylee Street
#290
Woodland Hills, CA 91367

Nancy Miskovich-Paschen

Nancy Miskovich-Paschen

Subscribed and sworn to before me
on this 9th day of December 2009.

Margaret A. Vandermyde

Notary Public

OFFICIAL SEAL
Margaret A. Vandermyde
Notary Public, State of Illinois
MY COMMISSION EXPIRES 03-15-10