NATIONAL FUTURES ASSOCIATION
BEFORE A DESIGNATED PANEL OF THE
HEARING COMMITTEE

FILED

APR 15 2010

NATIONAL FUTURES ASSOCIATION
LEGAL DOCKETING

In the Matter of:	)	
	)	
BREWER FUTURES GROUP LLC (NFA ID #300729),	)	
	)	NFA Case No. 09-BCC-014
STEVEN JOHN BREWER (NFA ID #246323),	)	
	)	
and	)	
	)	
CHERYL ANN ARTS (NFA ID #262345),	)	
	)	
Respondents.	)	

DECISION

Having reviewed all matters relevant to the Complaint issued by the Business Conduct Committee ("BCC") of National Futures Association ("NFA") against Brewer Futures Group LLC ("BFG"), Steven J. Brewer ("Brewer") and Cheryl A. Arts ("Arts") (collectively the "Respondents") in the above-captioned matter and having considered the Offer of Settlement ("Offer") submitted by the Respondents and having accepted the Offer, the Panel of NFA's Hearing Committee designated to consider the matter ("Hearing Panel") issues this Decision.

I

ALLEGED VIOLATIONS OF NFA REQUIREMENTS

On June 10, 2009, the BCC issued a Complaint alleging that BFG failed to observe high standards of commercial honor and just and equitable principles of trade related to its maintenance of required books and records and its required capital level,

in violation of NFA Compliance Rules 2-4 and 2-10 and NFA Financial Requirements Sections 5(a) and 5(c). The Complaint also alleged that BFG, Brewer and Arts failed to adequately supervise the firm's financial compliance and recordkeeping functions, in violation of NFA Compliance Rule 2-9(a).

II

OFFER OF SETTLEMENT

The Respondents submitted their Offer in which BFG and Brewer agreed that BFG and any other introducing broker ("IB") of which Brewer is a principal will only operate pursuant to a guarantee agreement. They also agreed that no NFA Member of which Brewer is a principal will be registered as a futures commission merchant ("FCM"). In addition, BFG and Brewer agreed to pay a $100,000 fine.

Arts offered to withdraw as a principal of BFG and to never be an NFA Member or a principal of an NFA Member in the future. She also agreed to pay a $5,000 fine.

In making their Offer, the Respondents neither admitted nor denied the allegations made against them in the Complaint, but consented to the use of the Offer and this Decision in any action to enforce the Offer's terms and as evidence in aggravation in any subsequent NFA action against them.

III

PENALTY

The Hearing Panel, having considered this matter and having accepted the Offer made by the Respondents, orders that:

Brewer Futures Group LLC and Steven J. Brewer

1. Neither BFG nor any other NFA Member of which Brewer is a principal shall be registered as an FCM in the future and, in the event that BFG or any other NFA Member of which Brewer is a principal is registered as an IB at any time after 30 days have passed following the issuance of this Decision, such NFA Member shall only operate pursuant to a valid guarantee agreement.

2. BFG and Brewer shall be jointly and severally liable for the payment of a fine of $100,000 to NFA due and payable as follows: an initial payment of $20,000 within 30 days of the date of issuance of this Decision and four additional payments of $20,000 each due 30, 60, 90 and 120 days after the initial payment is due.

Cheryl A. Arts

1. Arts' status as a principal of an NFA Member shall be terminated upon the issuance of this Decision and Arts shall never apply to be an NFA Member or a principal of an NFA Member or act in any capacity that would require her to be listed as a principal of an NFA Member at any time in the future.

2. Arts shall pay a fine of $5,000 to NFA within 30 days of the date of issuance of this Decision.

The Respondents' Offer and this Decision may be used in any action to enforce the terms of the Offer and may be considered as evidence in aggravation in any subsequent disciplinary, regulatory or registration action against the respective Respondents.

IV

INELIGIBILITY

Pursuant to the provisions of Commodity Futures Trading Commission ("CFTC") Regulation 1.63, this Decision and the sanctions imposed herein render Brewer and Arts ineligible to serve on a disciplinary committee, arbitration panel,

oversight panel or governing board of any self-regulatory organization, as that term is defined in CFTC Regulation 1.63, until the later of three years after the effective date of this Decision, or until they have satisfied all of the sanctions and conditions imposed by this Decision.

NATIONAL FUTURES ASSOCIATION
HEARING PANEL

Date: 04/15/2010

By: Ronald A. Gopal
Chairperson

M:\pmr.Decisions.Brewer et al.2010.docx

AFFIDAVIT OF SERVICE

I, Nancy Miskovich-Paschen, on oath state that on April 15, 2010, I served copies of the attached Decision, by sending such copies in the United States Mail, postage prepaid, certified mail, return receipt requested, and by regular mail, first-class delivery, in envelopes addressed as follows:

David Stawick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

William Penner
Deputy Director
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

James B. Koch, Esq.
Gardiner Koch Weisberg & Wrona
53 West Jackson Boulevard
Suite 950
Chicago, IL 60604

Richard Foelber
Deputy Chief, Office of Cooperative Enforcement
Division of Enforcement
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

Tempest Thomas
Proceedings Clerk
Office of Proceedings
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

and by hand delivery to:

Phillip M. Raleigh, Esq.
National Futures Association
300 South Riverside Plaza
Suite 1800
Chicago, IL 60606

Nancy Miskovich-Paschen

Nancy Miskovich-Paschen

Subscribed and sworn to before me
on this 15th day of April 2010.

Mary A. Patton

Notary Public

OFFICIAL SEAL
MARY A PATTON
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 8/28/2013