

NFA Case No. 17-REG-001

1. Loga-Negru provided information to NFA listing his residential address as 711 E. Falcon Drive, Unit 203, Arlington Heights, Illinois 60005.
2. Loga-Negru is registered with the Commodity Futures Trading Commission (CFTC) as an AP pursuant to Section 4k of the Act, 7 U.S.C. § 6k (2012), and is sponsored by Monetarial LLC, a registered CTA. Loga-Negru is also the sole principal of Monetarial LLC.
3. Monetarial LLC provided information to NFA indicating that its main office location is 123 Schiller Place, Itasca, Illinois 60143.
4. Monetarial LLC is registered with the CFTC as a CTA pursuant to Section 4n of the Act, 7 U.S.C. § 6n (2012).

5. On July 13, 2016, in the Circuit Court of Racine County, Wisconsin, in Wisconsin v. Loga-Negru, Case No. 2014CF001626, Loga-Negru was convicted of the Class A felony offense of first degree intentional homicide, in violation of Section 940.01(1)(a) of the Wisconsin Statutes. On October 5, 2016, Loga-Negru was sentenced to life in prison.
6. Loga-Negru's conviction of the felony offense of first degree intentional homicide disqualifies him from registration under Section 8a(3)(D) of the Act, 7 U.S.C. § 12a(3)(D) (2012), pursuant to which his registration may be revoked under Section 8a(4) of the Act, 7 U.S.C. § 12a(4) (2012).
7. Further, because Loga-Negru is a principal of Monetarial LLC and he is disqualified from registration under Section 8a(3)(D) of the Act, the firm is disqualified from registration under Section 8a(3)(N) of the Act, 7 U.S.C. § 12(a)(3)(N)(2012), for having an unfit principal, pursuant to which the firm's CTA registration may be revoked under Section 8a(4) of the Act, 7 U.S.C. § 12(a)(4) (2012).

II

PROCEDURAL REQUIREMENTS

8. A written response to the Notice of Intent to deny, condition, suspend, or revoke registration (Notice of Intent) must be filed with NFA within 20 days of the date of service of the Notice of Intent. Failure to timely file a written response to the Notice of Intent shall be deemed a waiver of the right to submit such a response, and the facts stated in the Notice of Intent shall be deemed true for the purpose of finding that the applicant or registrant is disqualified under Section 8a(2), 8a(3) or 8a(4) of the Act. Based upon a finding that the Notice of Intent was properly served in accordance with NFA Registration Rule 502 and upon evidence of the statutory disqualifications alleged in the Notice of Intent, NFA's Membership Committee or its designated Subcommittee shall enter a Final Order denying, conditioning, suspending or revoking the registration.
9. All applicants and registrants must include the disqualification fee required by Rule 203(a)(11) with their response. The written response to the Notice of Intent shall not be considered timely filed unless it is accompanied by the disqualification fee. The disqualification fee shall be refunded if the Membership Committee or Subcommittee finds that no statutory disqualification exists.
10. In the written response to the Notice of Intent –
 - (a) the applicant or registrant may challenge the accuracy of the allegations establishing the statutory disqualifications by submitting evidence as to:
 1. identity;

2. existence of a clerical error in any record documenting the statutory disqualification;
3. nature or date of the statutory disqualification;
4. post-conviction modification of any record of conviction; or
5. favorable disposition of any appeal.

The applicant or registrant must state the nature of each challenge in the response and submit an affidavit to support facts material to each challenge; and

- (b) the applicant or registrant also shall state whether they intend to show that, notwithstanding the allegations contained in the Notice of Intent, their registration would pose no substantial risk to the public.
11. If, in the written response to the Notice of Intent, the applicant or registrant states that they intend to make the showing described in paragraph 10(b) above, they shall, at least 30 days before the date of the hearing, file with NFA's Legal Docketing Department a statement identifying and summarizing the testimony of each witness they intend to have testify and copies of all documents they intend to introduce in support of the showing.
 12. At least 15 days before the date of the hearing, NFA's Vice-President of Registration and Membership shall serve on the applicant or registrant a description of the disputed, material factual issues raised by the applicant's or registrant's filings, the identity and a summary of the testimony of each witness NFA intends to have testify in its case-in-chief and copies of all documents NFA intends to introduce at the hearing.
 13. Within 30 days of the date the applicant or registrant files their response to the Notice of Intent, the Membership Committee or Subcommittee shall notify the parties of the time and place of an oral hearing. At such hearing, the parties shall be limited in their case-in-chief to the presentation of evidence contained in their filings except for good cause shown. Upon notice of the time and place of an oral hearing, a party may file with NFA a written election to participate in the hearing by telephone. Such an election shall be deemed a waiver of the party's right to a full oral hearing on material disputes of fact. The Membership Committee or Subcommittee shall order a telephone hearing only if all the parties elect such a proceeding.
 14. In order to prevent injustice and on such conditions as may be appropriate, the Membership Committee or Subcommittee may set aside default orders. Motions to set aside default orders shall be made within a reasonable time after issuance

of such an order, shall state the reasons for the failure to file which resulted in the default order and shall state the nature of the proposed defense.

15. All documents required to be filed with NFA must be addressed as follows:

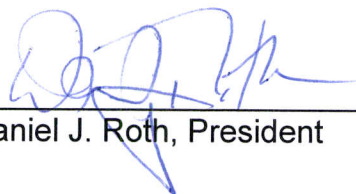
National Futures Association
300 South Riverside Plaza
Suite 1800
Chicago, Illinois 60606
Attn: Legal Docketing Department

16. Most documents filed in registration cases are available to anyone upon request. However, NFA does not routinely provide copies of documents related to or submitted in support of offers of settlement or documents filed by the parties that identify their exhibits, list of witnesses and the summary of those witnesses' testimony. In addition, for registration cases filed beginning in October 2004, NFA posts the following registration case-related documents in electronic downloadable form on the Case Summary page in its BASIC System at www.nfa.futures.org/basicnet/:

Notice of Intent
Response to Notice of Intent
Withdrawal of Notice of Intent
Interim Order
Final Order
Notice of Appeal
Petition to Stay
CFTC Decision
Order Lifting Conditions

NATIONAL FUTURES ASSOCIATION

Dated: 02/09/2017

By: 
Daniel J. Roth, President

/nam/NOTC: (Cristian M. Loga-Negru and Monetarial LLC.map)