

NATIONAL FUTURES ASSOCIATION
LEGAL DOCKETING

On June 29, 2023, this Committee issued a Complaint against Transamerica, a commodity pool operator located in Denver, Colorado. The Complaint alleged that Transamerica failed to implement an adequate supervisory structure to oversee the firm's CFTC registration and NFA membership obligations, in violation of NFA Compliance Rule 2-9(a).

II

OFFER OF SETTLEMENT

Without admitting or denying the allegations made against it in the Complaint, Transamerica has submitted an Offer proposing to settle the charges against it by agreeing to pay a fine of \$140,000 to NFA within 30 days after the effective date of this Decision. Transamerica acknowledged in the Offer that any Decision accepting the Offer would include findings of the violation alleged against it in the Complaint.

III

FINDINGS

Pursuant to the Offer, the Committee finds that Transamerica violated NFA Compliance Rule 2-9(a) by failing to implement an adequate supervisory structure to oversee the firm's CFTC registration and NFA membership obligations.

IV

PENALTY

Having considered the matter and having accepted the Offer submitted by Transamerica, this Committee hereby orders Transamerica to pay a fine of \$140,000 to NFA, payable within 30 days after the effective date of this Decision. Payment of this fine, pursuant to the Offer, shall resolve Transamerica's liability for the allegations and matters set forth in the Complaint.

This Decision and the Offer shall not be used as a sole basis for any other action or proceeding by NFA against Transamerica, including any registration matter, except that this Decision and the Offer may be used in an action to enforce the terms

thereof or in a subsequent disciplinary action or regulatory action, where they may be considered as disciplinary history and as evidence in aggravation on the issue of sanctions.

**NATIONAL FUTURES ASSOCIATION
BUSINESS CONDUCT COMMITTEE**

Date:

9/12/2023

By:

Sam A. Wolff
Chairperson

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