## CFTC FORM 704 Statement of Anticipatory Bona Fide Hedge Exemptions



**NOTICE:** Failure to file a report required by the Commodity Exchange Act ("CEA" or the "Act")<sup>1</sup> and the regulations thereunder,<sup>2</sup> or the filing of a report with the Commodity Futures Trading Commission ("CFTC" or "Commission") that includes a false, misleading or fraudulent statement or omits material facts that are required to be reported therein or are necessary to make the report not misleading, may (a) constitute a violation of § 6(c)(2) of the Act (7 USC 9), § 9(a)(3) of the Act (7 U.S.C. 13(a)(3)), and/or § 1001 of Title 18, Crimes and Criminal Procedure (18 U.S.C. 1001) and (b) result in punishment by fine or imprisonment, or both.

## **PRIVACY ACT NOTICE**

The Commission's authority for soliciting this information is granted in sections 4a, 4c(b), 4i, 4t and 8a(5) of the CEA and related regulations (see, e.g., 17 CFR § 19.00). The information solicited from entities and individuals engaged in activities covered by the CEA is required to be provided to the CFTC, and failure to comply may result in the imposition of criminal or administrative sanctions (see, e.g., 7 U.S.C. §§ 9 and 13a-1, and/or 18 U.S.C. 1001). The information requested is most commonly used in the Commission's market and trade practice surveillance activities to (a) provide information concerning the size and composition of the commodity derivatives markets, (b) permit the Commission to monitor and enforce speculative position limits and (c) enhance the Commission's trade surveillance data. The requested information may be used by the Commission in the conduct of investigations and litigation and, in limited circumstances, may be made public in accordance with provisions of the CEA and other applicable laws. It may also be disclosed to other government agencies and to contract markets to meet responsibilities assigned to them by law. The information will be maintained in, and any additional disclosures will be made in accordance with, the CFTC System of Records Notices, available on <a href="https://www.cftc.gov">www.cftc.gov</a>.

<sup>&</sup>lt;sup>1</sup> 7 U.S.C. section 1, et seq.

<sup>&</sup>lt;sup>2</sup> Unless otherwise noted, the rules and regulations referenced in this notice are found in chapter 1 of title 17 of the Code of Federal Regulations; 17 CFR Chapter 1 et seq.

## **BACKGROUND & INSTRUCTIONS**

17 CFR § 19.00(a) requires each person subject to the provisions of this paragraph to report its cash positions to the Commission by filing series '04 reports. 17 CFR § 19.00(b) specifies the manner of reporting on Form '04 series. 17 CFR § 19.01 (a) (4) specifies the information required on Form 704. 17 CFR § 150.7 specifies that a person shall file Form 704 with the Commission at least ten days in advance of the date such exemption is needed. As appropriate, please follow the instructions below to generate and submit the required report or filing. Unless the context requires otherwise, the terms used herein shall have the same meaning as ascribed in parts 15 to 21 of the Commission's regulations.

## Complete Form 704 as follows:

ete Form 704 as follows:	
General & Identifying Information: Section A:	All filers. Initial anticipatory, § 150.7 (d), and supplemental, § 150.7 (e) for change from initial anticipatory
Anticipated Activity	§ 150.1 BFH definition 3(C), 4(A),4(C), 4(D) or (5)
Cash Commodity	§ 150.7 (d)(1)(i)
Units CRFC	Units of measure for cash commodity being hedged Corresponding Core Referenced Futures Contract
Cash commodity and CRFC	§ 150.7 (d)(1)(iii) and § 150.2 (d) Table of CRFCs
Annual Activity last three years	§ 150.7 (d)(1)(iv)
Specific Time Period Claimed	§ 150.7 (d)(1)(v)
Anticipated for Specified Time	§ 150.7 (d)(1)(vi)
Fixed Price Forward Activity	§ 150.7 (d)(1)(vii)
Unsold, Unfilled, Anticipated	§ 150.7 (d)(1)(viii)
Maximum expected Hedge	§ 150.7 (d)(1)(ix)
Section B:	Monthly update of actuals and estimated utilization of the anticipatory hedge in the initial statement
Anticipated Activity	§ 150.1 BFH definition 3(C), 4(A),4(C), 4(D) or (5)
Cash Commodity	§ 150.7 (f)(1)(i)
Units	Units of measure for cash commodity being hedged
Cash commodity and CRFC	§ 150.7 (f)(1)(iii)
Activity for the reporting month	§ 150.7 (f)(1)(iv)
Cumulative activity	§ 150.7 (f)(1)(v)
Estimated remaining activity	§ 150.7 ff)(1)(vi)
Fixed Price forward for Month	§ 150.7 (f)(1)(vii)
Remaining anticipated	§ 150.7 (f)(1)(viii)
Remaining maximum Hedge	§ 150.7 (f)(1)(ix) All filers.
Signature/Authentication:	All IIICIS.

<u>Submitting Form 704:</u> Once completed, please submit this form to the Commission pursuant to the instructions on [www.cftc.gov] or as otherwise directed by Commission staff. If submission attempts fail, the reporting trader shall contact the Commission at [techsupport@cftc.gov] for further technical support.

Please be advised that pursuant to 5 CFR § 1320.5(b)(2)(i), you are not required to respond to this collection of information unless it displays a currently valid OMB control number.

						CFTC CO	DE NO	. [INS	ERT	]		OME	3 No. XX	(X-XXXX
				Identifying Information										
				Identification Codes										
							Entity Identifier			II	Other CFTC Identifier			
601414	COMMODITY FUTURES TRADING				Name of Non-Natural Person									
COMM	COMM		KADING	,										
FORM			NT OF		Name of Natural Person									
	FORM 704 - STATEMENT OF ANTICIPATORY BONA FIDE HEDGE							Middl						
EXEMPTIONS			First Name					e Last Name		Name	Suffi			
					Cor	ntact Info	matio	n						
										Phone				
					Address						Ema	il Addre	SS	
									_	er				
NOTICE 5 1							05411	"^		1.11				
statement or omits material facts that are required to be constitute a violation of § 6(c)(2) of the Act (7 U.S.C. 9), § Procedure (18 U.S.C. 1001) and (b) result in punishment b						on ("CFTC" or "Commission") that includes a false, misleading or fraudulent ereported therein or are necessary to make the report not misleading, may (a) (§ 9(a)(3) of the Act (7 U.S.C. 13(a)(3)), and/or § 1001 of Title 18, Crimes and Criminal by fine or imprisonment, or both. Please be advised that pursuant to 5 CFR § collection of information unless it displays a currently valid OMB control number.								
A. Initial An														
pursuant to	§ 150.7 (d	) and (e)												
Anticipated Activity (Production,	Type and Name of Cash	Units for Cash Comm	Core	Cash Commod ity Same as (S) or		Annual Production Requirements, Royalt	:	cified me riod		nticipat ed		xed- rice ward	Unsold,	Maximum Number o Long or
Requiremen	Commod	odity	Refere nced	Cross- hedged		Receipts,		which	II	for Such		ales, vento	Unfilled	Short Positions i
ts, Royalty Receipts,	ity Underlyi	(Specif y Tons,	Futures	(C-H)		Service Contract	ll l	icipat ory		specified II		, and	and Anticipa	RC
Service	ng	CWT,	contrac t	with Core		Payments	He	edge	Per	Period in		ixed rice	ted	expected to be used to
Contract Payments or	Anticipat ed	Lbs., Bu.,	(CRFC)	Referenc		or Receipts for	III .	- II		tures uivale	Forward		Activity	offset
Receipt)	Activity	Bbls., etc.)		e Futures Contract (CRFC)		Preceding Three Year	Cla	imed	nt		Purchas es			Anticipate Activity
				,,,,,	/									
B. Annual Update Statement on the Utilization of Anticipatory Exemption pursuant to § 150.7 (f)														
Anticipated	Type and	Units	Core	Ca		Actual	Cumu		Est	imate		xed-	Remaini	Maximum
Activity (Production,	Name of Cash	for Cash	Refere	Commod ity Same		Producti on,	Act Produ		Ant	d Anticipat		rice ward	ng Unsold,	Number of Long or
Requiremen	Commod	Comm	nced Futures	as (S) or		Require	Requi	reme		ed	sa	ales,	Unfilled	Short
ts, Royalty Receipts,	ity Underlyi	odity (Specif	contrac	Cross- hedged		ments, Royalty	nts, Ro Rece	' '	II	Activity for the		ento , and	and Other	Positions i RC
Service Contract	ng Anticipat	y Tons, CWT,	(CRFC)	(C-H) with		Receipts, Service	Serv Cont	ice	Rer	Remaind er of		ixed rice	Anticipa ted	expected to
COILLIACE	лицирац	CVVI,		VVI	CI I	JCI VICE	COIL	iaci		ı UI		TICC	Leu	DC d3Cd tt

Payments or Receipt)	ed Activity	Lbs., Bu., Bbls., etc.)		Core Referenc e Futures Contract	Contract Payment s or Receipts	Payments or Receipts for All Months	Such specified Time Period in	Forward Purchas es for the	Activity for the Specifie d Period	offset Anticipated Activity for the
Please sign/authenticate the Form 704 prior to submitting.										

Signature/ Electronic Authentication:

□ By checking this box and submitting this form (or by clicking "submit," "send," or any other
analogous transmission command if transmitting electronically), I certify that I am duly authorized
by the reporting trader identified below to provide the information and representations submitted
on this Form 704, and that the information and representations are true and correct.

Reporting Trader Authorized Rep	resentative (Name and Position):
	(Name)
	(Position)
Submitted on behalf of:	
	(Reporting Trader Name)
Date of Submission:	
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