

OJS 44 (Rev. 3/99)

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS

U.S. Commodity Futures Trading Commission

DEFENDANTS

Trevor Cook, et al.

UNITED STATES DISTRICT COURT DENVER, COLORADO

DEC - 7 2009

(b) County of Residence of First Listed Plaintiff (EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant: DAKOTA

NOTE: IN LAND CONDEMNATION CASES, USE THE DESIGNATION OF THE TRACT OF LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

X [1] U.S. Government Plaintiff [3] Federal Question (U.S. Government Not a Party) [2] U.S. Government Defendant [4] Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

PTF Citizen of This State [1] DEF Citizen of Another State [2] PTF DEF Incorporated or Principal Place of Business In This State [4] PTF DEF Incorporated and Principal Place of Business In Another State [5] PTF DEF Citizen or Subject of a Foreign Country [3] PTF DEF Foreign Nation [6]

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Table with columns: CONTRACT, REAL PROPERTY, TORTS, CIVIL RIGHTS, PRISONER PETITIONS, FORFEITURE/PENALTY, LABOR, LABOR/MGMT., BANKRUPTCY, SOCIAL SECURITY, FEDERAL TAX SUITS, OTHER STATUTES. Includes categories like Insurance, Marine, Negotiable Instrument, Personal Injury, Real Property, etc.

V. ORIGIN (PLACE AN "X" IN ONE BOX ONLY)

1 Original Proceeding [ ] 2 Removed from State Court [ ] 3 Remanded from Appellate Court [ ] 4 Reinstated or Reopened [ ] 5 Transferred from another district (specify) [ ] 6 Multidistrict Litigation [ ] 7 Appeal to District Judge from Magistrate Judgment [ ]

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

Miscellaneous Case: Notice of Receivership

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 [ ] DEMAND \$ [ ] CHECK YES only if demanded in complaint: JURY DEMAND: Yes [ ] No [ ]

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE MICHAEL J DAVIS - District of Minnesota DOCKET NUMBER 09-SC-3332 JMD/IJK

DATE: December 3, 2009

SIGNATURE OF ATTORNEY OF RECORD: [Signature] - MC - 0076

FOR OFFICE USE ONLY

RECEIPT # [ ] AMOUNT [ ] APPLYING IFP [ ] JUDGE [ ] MAG. JUDGE [ ]