

DECISION OF ARBITRATION COMMITTEE

Arbitration Case #1479

In this case we find that both the seller's and broker's confirmations of the transaction are in agreement and contain all the essentials set forth in Rule 1 of the Grain rules of the Association.

One of the terms of the sale, as shown by the confirmations, was that St. Louis grades (or "Shipper's grades" on the broker's confirmation) should apply. The shipper, Continental Grain Co., Defendant in this case, furnished the buyer, Happyvale Flour Mills, Plaintiff in this case, with official inspection certificate of the grade contracted, as set forth in Rule 19 of the Grain Rules.

From the facts presented by the Plaintiff and the Defendant it is apparent that the Defendant fulfilled all terms of the contract in this transaction. Therefore, we find for the Defendant, denying the Plaintiff's claim and assessing charges of the arbitration against the Plaintiff.

Respectfully submitted


Dwight L. Dannen, Chairman


R. M. Scoular


James A. Gould