



**MF Global Canada Co.**  
123 Front Street West, Suite 1601  
Toronto, Ontario M5J 2M2 Canada  
Tel: 416.862.7000

MF Global FX  
North America  
Toll Free Tel : 1.866.272.2714  
Toll Free Fax: 1.866.851.8640  
International  
Tel : 212.609.2969  
Fax: 212.609.2967

## **Eligible Contract Participant Notice**

If you are based in the United States, we can carry an MF Global FX account in your name only if:

1. You are an "Eligible Contract Participant" as defined in Section 1a (12) of the Commodity Exchange Act ("CEA"), and
2. You certify to MF Global that you meet this status.

By signing this document, you represent and warrant to MF Global Canada Co. that you are an Eligible Contract Participant and that you are entering into this agreement for your own account. These representations and warranties you give are in addition to (and in no way affect) representations and warranties given under the Trader Agreement. You further agree to immediately advise MF Global Canada Co. if there is a change to this status.

The provisions of 1a (12) of the CEA are summarized in this document. If you are unsure as to whether you are an Eligible Contract Participant, you should seek your own independent legal advice on this.

An "**Eligible Contract Participant**" is:

1. a financial institution;
2. a regulated insurance company, foreign or domestic;
3. a regulated investment company, foreign or domestic;
4. a regulated commodity pool with total assets in excess of \$5,000,000, foreign or domestic;
5. a corporation, partnership, proprietorship, organisation, trust, or other entity:
  - a) that has total assets exceeding \$10,000,000;
  - b) the obligations of which under the agreement, contract, or transaction are guaranteed or otherwise supported by certain entities (but not by individuals);
  - c) that has a net worth exceeding \$1,000,000 and that enters into the agreement, contract, or transaction in connection with the conduct of its business or to manage the risk associated with an asset or liability owned or incurred in the conduct of its business;
6. a certain type of an ERISA plan, foreign or domestic;
7. a certain type of a governmental entity, foreign or domestic;
8. a broker-dealer (other than an individual) registered under the Exchange Act;

9. a futures commission merchant subject to regulation under the CEA;

10. a floor broker or floor trader subject to regulation under the CEA; or

**11. an individual who has total assets in an amount in excess of:**

**a) \$10,000,000; or**

**b) \$5,000,000 and who enters into the agreement, contract, or transaction in order to manage the risk associated with an asset owned or liability incurred, or reasonably likely to be owned or incurred, by the individual.**

For a detailed definition of Eligible Contract Participant please visit:  
[http://frwebgate.access.gpo.gov/cgi-bin/getdoc.cgi?dbname=browse\\_usc&docid=Cite:+7USC1a](http://frwebgate.access.gpo.gov/cgi-bin/getdoc.cgi?dbname=browse_usc&docid=Cite:+7USC1a)

If you can rely on paragraph 11 above, we require supporting documentation to show evidence of your total assets. Please note that without this supporting evidence, we will not be able to continue carrying your account. The following documents will be considered acceptable evidence of your total assets:

- A recent full month's bank statement;
- A reference from your stockbroker or accountant; or
- Copies of share certificates of other evidence of title to liquid assets.

If you are relying on another category, please contact us and we will advise what supporting documentation we require.

I have read and understood the terms of this document and I represent and warrant to MF Global Canada Co. that I am, and will remain for the term of the Trader Agreement, an Eligible Contract Participant and that I am entering into this agreement for my own account.

**Signature** \_\_\_\_\_

**Print Name** \_\_\_\_\_

**Date** \_\_\_\_\_