

RAN-00-24
August 24, 2000

TO: ALL PCX Members and Member Organizations

FROM: Department of Regulatory Policy

SUBJECT: Citation Authority
SR-PCX-00-28

On August 22, 2000 the SEC approved a PCX proposal to amend its Minor Rule Plan ("Plan") to allow any PCX Regulatory Staff designated by the PCX to have the authority to issue a Floor Citation pursuant to the Plan.

Attached is the text of the rule change that the SEC has approved. Questions about this bulletin should be directed to Hassan Abedi, Staff Attorney, Regulatory Policy at (415) 393-5958.

EXHIBIT A

Text of the Proposed Rule Change:¹

(August 10, 2000)

¶ 6133

Minor Rule Plan

Rule 10.13.(a) – (f) No Change.

(g) Floor Citations. A Floor Official, [and/or] an Options Order Book Official or any PCX Regulatory Staff designated by the Exchange may issue a Floor Citation to any member, member organization or person associated with a member or member organization, when it appears to such Official(s) that a Minor Rule Plan violation specified in subsections (h) or (i) of this Rule has occurred. In issuing a Floor Citation, the Floor Official, [and/or] an Options Order Book Official or any PCX Regulatory Staff designated by the Exchange [shall] must:

- (1) Apprise the person cited of the alleged violation;
- (2) Ask the person cited to indicate by signature on the citation acknowledgment of receipt of the citation; provided that the requested signature is for receipt purposes only and a failure or unwillingness to sign is not to be considered as invalidating the issuance of the citation;
- (3) Give the top copy of the citation to the person alleged to have committed the violation; and
- (4) Give the remaining copies of the citation to the Order Book Official or an appropriate staff person, who will then forward such copies to the Regulation Department for processing.

Except as provided in Rule 10.14 (Summary Sanction Procedure), the circumstances underlying the issuance of each floor citation shall be reviewed by a designated committee for a determination of whether the evidence is sufficient to find a violation of Exchange rules.²

(h) – (k) – No Change.

¹ New text is underscored.

² This paragraph is being removed pursuant to SR-PCX-99-48.