

## **Claim Form Guide And FAQ For PFG Futures Customers**

Many thanks to James, John, Hilary, Diana, and all of the wonderful volunteers of the CCC for their efforts on behalf of commodity customers. Thanks to Attain Capital Management for their assistance in preparing this guide.

*Disclaimer: This information is being provided for informational purposes in an effort to help the victims of the Peregrine Financial Group ("PFG") bankruptcy. Nothing contained here should be construed as legal advice.*

The trustee must *receive* your claim form by November 16, 2012. Claims are not "rejected" if inaccurate or if they are missing information. If the trustee notes a discrepancy or needs more information, you will be contacted. This just means that they need additional information.

### Notes:

- Each claim must be filed separately (with the exception of master/sub structured accounts). DO NOT, under any circumstances, submit more than one claim together.
- All parties to a joint account must sign the claim form.
- IRA and trust accounts must be signed by the custodian. Please refer to instructions from your custodian.
- To complete the claim for, you will need your most recent statement from PFG, preferably the July, August, or September monthly (if received).
- A copy of your most recent PFG statement, and any additional supporting documents should be included. You must sign and date the statement and all supporting documents.
- The trustee's website is [www.PFGChapter7.com](http://www.PFGChapter7.com). The website contains links to claim forms for Futures, Forex, Physicals, and OTC. *This guide is for Futures accounts only.* The direct link to the PDF is: [http://omnimgt.com/CMSVol/CMSDocs/pub\\_46535/335630\\_Futures%20Customer%20Form%20Proof%20of%20Claim.pdf](http://omnimgt.com/CMSVol/CMSDocs/pub_46535/335630_Futures%20Customer%20Form%20Proof%20of%20Claim.pdf) and enables you to "fill in the blanks." If you cannot fill in the blanks, you may need the most recent update of Adobe, which is easily obtainable on the internet. Once saved, you cannot make changes unless you have a PDF writer. You can print and save by right clicking your mouse.
- When submitting via the website, the claim form must be in PDF format. The website only allows for one attachment, so you must merge all documents into one file. The claim form must be signed, so you must print, sign, and scan the signature page. You can then merge the claim form, signature page, and supporting documents together, using software. Alternatively, you can print out the completed claim form, sign it, and then scan it, together with supporting documents, as a single PDF.
- The trustee accepts claim forms by mail or courier.

Peregrine Financial Group, Inc. dba PFG Best  
c/o Rust Consulting/Omni  
Attn: Claims Processing  
5955 DeSoto Ave., Suite 100  
Woodland Hills, CA 91367

Cover Page:

- It is important that your name and address correspond to what is on your statement (PFG records). If your address has changed, please make a note to that effect. Follow up with a change-of-address email to the trustee.
- If you have multiple accounts that were set up in a master/sub structure, then you should file one claim form, using the master account number, or that of your cash account. Indicate here, after listing the master account number “plus subs.” You will list all of the sub account numbers in section VII B.
- If your claim is for an IRA account, you must list the address and Tax ID of the custodian. Please refer to instructions from your custodian.

I. Type of Futures Account

- a. If your account was in US Dollars only, then the amount listed on line “ending balance” or “account value at market” on your PFG statement will be the amount to list in line I a. You can move on to Section II.

If you had foreign futures: Refer to the PFG statement an note that there are columns that are labeled **\*\*...REG SEG\*\*** and **\*\*...30.7 SEC\*\*\***

*Regardless of the currency denomination*, you will add together all of the amounts on line “converted market value” in the columns labeled “Reg Seg” The total of these “Reg Seg” amounts will go on line I a.

- b. Add together all of the amounts on line “converted market value” in columns labeled “30.7 Sec”. The total of all “30.7 Sec” amounts will go on line I b.

Note that this assumes that you have no open positions. If you have open positions, you will also need to include the amounts on lines labeled “futures open trade equity” and “options market value.” This should not apply to too many people, as all position were liquidated (except of some long options). If you do have amounts on a “futures open trade equity” line, check to see if the listed open positions are LME contracts. If so, it is probable that these are offsets. Check with your broker if you need assistance.

- c. The amount of any physical commodity receipts in your account is usually listed on the statement right before the summary. They may be listed as “securities” in the summary.

II. Account Balance

Add amounts in all lines of Section I, and place total in this line. The amount should correspond to the “account value at market” line on your PFG statement (In the “converted total” column for foreign futures account holders).

Do you agree with the balance? Unless you have a dispute with the balance of your account, check the “yes” box and move to Section V on page 9 of the claim form.

If you are disputing a transaction, or the statement balance, check the “no” box, and complete section III.

- III. This section is only to be completed if 1) you **do not agree** with the most recent PFG statement received, **and** 2) you did **not** have any open positions on July 10, 2012. If this is the case, complete the lines, using the balances from the July 10, 2012 daily statement. Refer to the direction for Section I. Complete and skip to Section V on page 9.

- IV. This section is only to be completed if 1) you **do not agree** with the most recent PFG statement received, **and** 2) you had open positions on July 10, 2012. You do not need to complete this section if you had open positions on July 10, 2012 that were later liquidated, and you agree with your most recent statement.
- A. You would only check “no” here if the only open positions were foreign futures, as the trustee is making a distinction between “commodity futures” (US) and “foreign futures.”
- 1) Answer and list amount on statement line “account value at market.” This amount should be the same as the “ending balance” line because you are reporting the balance **after** trade liquidation.
  - 2) This should only apply to those customers that had physical commodities in their account on July 10, 2012, or those with certain long options.
  - 3) Answer and list positions and values.
- B. Complete this section for foreign futures positions. Refer to instructions in A, above.
- C. Customers with physical should already have been in contact with the trustee. Complete this section, using values that include the value of any physicals transferred. Normally, this amount will be the July 10, 2012 statement balance, including value of physicals.
- V. Check appropriate box. All joint accounts will check box “g,” whether claiming jointly or separately.
- VI. If you are unsure of whether any of these categories apply to you, please consult your own legal counsel.
- VII. A. If this is a joint account, check “Yes.” If you are claiming the account jointly (recommended), then indicate “100%” and check “Fully Jointly.” *All parties to joint accounts must sign the claim form.* If you are claiming separately, then *each claimant must file a separate claim.* Indicate the percentage of ownership you are claiming, and check the “Separately” box.
- B. If you have “related” accounts – that is accounts that are linked in a master-sub structure in PFG records, then you file the claim under the master account number (or the cash account number). List the account number of all sub-accounts, and indicate “related, this claim” under “type of account.”
- If you have separate accounts, each require submission of a separate claim form. On each claim form, list the other account numbers, and indicate the type (individual, LLC, IRA, etc) and “separate claim.”
- D. Indicate “Yes” if you have a Forex, OTC, Metals, or Physical only account. You must complete a separate claim for those account types. Please refer to the trustee’s website for the appropriate claim form.
- VIII. Complete as applicable.

**Do not forget to sign your claims form.** All joint owners should sign. If this claim is for an IRA account, the custodian must also sign the claims form. Please allow yourself enough time to obtain the needed signature. The due date for all claims forms is November 16, 2012. Include copies of all statements and other documents you have used while completing the claim form.

*If you have found this guide helpful, please consider donating to the CCC if you are able to do so. While numerous people are volunteering their time and expertise, there are expenses incurred as the CCC continues to fight on behalf of futures customers and lobby to effect changes in the industry to protect customers in the future.*