

BEFORE THE BUSINESS CONDUCT COMMITTEE
OF THE
CHICAGO BOARD OPTIONS EXCHANGE, INCORPORATED

)	
In the Matter of:)	
)	
Maltman Investments L.P.)	
600 Ash Street)	
Winnetka, IL 60093)	
)	
and)	File No. 97-0049
)	
James Maltman)	
600 Ash Street)	
Winnetka, IL 60093)	
)	
Subjects)	
)	

DECISION ACCEPTING LETTER OF CONSENT

This proceeding was instituted by the Business Conduct Committee (the "Committee") of the Chicago Board Options Exchange, Incorporated (the "Exchange") as a result of an investigation by the staff of the Exchange. In order to resolve this matter, the subjects, Maltman Investments L.P. and James Maltman, have submitted a Letter of Consent, dated October 2, 1997. Such Letter of Consent was submitted solely for the purposes of this proceeding without admitting or denying that a violation of Exchange Rules has been committed. With due regard to the stipulated facts and findings and the proposed sanction contained therein, the Committee believes it is appropriate to accept the Letter of Consent for File No. 97-0049 which is attached to and made a part of this Decision.

SO ORDERED
FOR THE COMMITTEE

Dated: November 12, 1997

By: /s/ Bruce I. Andrews
Bruce I. Andrews
Chairman
Business Conduct Committee

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LETTER OF CONSENT

In order to resolve this proceeding pursuant to the Chicago Board Options Exchange, Incorporated (the "Exchange") Rule 17.3, Expedited Proceeding, we hereby submit this Letter of Consent in the captioned matter. Only for purposes of this proceeding and without admitting or denying that a violation of Exchange Rules has been committed, we consent to the Stipulation of Facts and Findings and Sanction set forth below.

Stipulation of Facts and Findings

1. During all relevant periods herein, the Subject, Maltman Investments L.P. ("Maltman Investments"), was a member of the Exchange.
2. During all relevant periods herein, the Subject, James Maltman ("Maltman") was a member of the Exchange
3. During all relevant periods herein, Maltman Investments was registered with the Exchange to transact business on the Exchange in accordance with Exchange Rules as a member organization associated with a market-maker.
4. During all relevant periods herein, Maltman was registered with the Exchange to transact business on the Exchange in accordance with Exchange Rules as a market-maker and a CBT exerciser. Maltman was associated with Maltman Investments as the President of Maltman Investment, Inc., which is the general partner of Maltman Investments.

5. During all relevant periods herein, Exchange Rules 4.2 - Adherence to Law; 13.1 - Minimum Requirements; 15.1 - Maintenance, Retention and Furnishing of Books, Records and Other Information; Section 15(c) of the Securities Exchange Act of 1934, as amended (the "Act") and Rule 15c3-1 - Net Capital, thereunder; Section 17(a) of the Act and Rule 17a-3 - Records to Be Made by Certain Exchange Members, Brokers and Dealers, thereunder were in full force and effect.
6. During all relevant periods herein, broker dealers computing net capital pursuant to the alternative method, as set forth under Section 15(c) of the Act and Rule 15c3-1 thereunder, were required to maintain a minimum net capital of \$250,000.
7. During all relevant periods herein, Maltman Investments elected to compute its net capital using the alternative method set forth under Section 15(c) of the Act and Rule 15c3-1 thereunder.
8. During the period from on or about March 4, 1997 through on or about April 30, 1997, Maltman Investments operated below the minimum required amount of \$250,000.
9. During the period from on or about April 22, 1997 through on or about April 30, 1997, Maltman effected approximately 39 opening stock transactions on behalf of Maltman Investments while he was aware that Maltman Investments was below its minimum net capital requirement.
10. The acts, practices and conduct described in Paragraph 8 above constitute violations of Exchange Rules 4.2, 13.1, and 15.1, and Section 15(c) of the Act and Rule 15c3-1 thereunder and Section 17(a) of the Act and Rule 17a-3 thereunder by Maltman Investments, in that it operated with net capital below the minimum required amount of \$250,000.
11. The acts, practices and conduct described in Paragraph 9 above constitute violations of Exchange Rules 4.2, 13.1, and 15.1, and Section 15(c) of the Act and Rule 15c3-1 thereunder and Section 17(a) of the Act and Rule 17a-3 thereunder by Maltman, in that he effected opening stock transactions on behalf of Maltman Investments while he was aware that Maltman Investments was below its minimum net capital requirement.

Sanction: A six thousand dollar (\$6,000) joint and several fine, a censure of each, and an undertaking by Maltman Investments to develop written procedures to monitor its daily net capital to ensure compliance with the net capital requirements set forth under the Securities Exchange Act of 1934, and to submit those procedures within 60 days of the date of the Decision Accepting Letter of Consent to the Exchange's Department of Financial Compliance.

We acknowledge that we have read the foregoing Letter of Consent, that no promise or inducement of any kind has been made to us by the Exchange or its staff, and that this Letter is voluntary on our part.

We understand and acknowledge that the Committee's decision in this matter will become part of our disciplinary record and may be considered in any future Exchange proceeding.

We also acknowledge that the Committee's decision to accept or reject this Letter of Consent is final and that we may not seek review thereof in accordance with Exchange Rule 17.3.

October 2, 1997
Date

/s/ James Maltman
James Maltman

October 2, 1997
Date

By: /s/ James Maltman
Maltman Investments L.P.

President
Title