



## Special Executive Report

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S-4062

February 6, 2004

### **CLARIFICATION OF LIVE CATTLE AMENDMENTS TO PROHIBIT DELIVERY OF CATTLE AGED 30 MONTHS OR MORE**

In clarification of Special Executive Report S-4057 dated January 29, 2004 prohibiting the delivery of cattle aged 30 months or more, the following should be noted:

**For live graded deliveries**, USDA graders will continue to grade cattle in the same manner as in the past. In addition, CME reserves the right in certain circumstances to use dentition to evaluate whether cattle presented for delivery are 30 months of age or more, and the resulting findings shall be binding on all parties. Animals determined to be 30 months of age or more based on dentition will be excluded from the delivery unit and will become the responsibility of the seller. If the delivered live weight falls below 38,000 pounds, the seller will be responsible for replacing the removed animal(s) until the minimum live weight is achieved.

**For carcass graded deliveries**, cattle will be evaluated using dentition to determine whether the cattle are 30 months of age or more, consistent with USDA-FSIS regulations issued on January 12. The resulting carcasses from animals determined to be 30 months of age or more based on dentition will be excluded from the delivery unit and will become the responsibility of the seller. In the event that a carcass is removed from the delivery unit, the procedures described in Rule 10103.C.5.g. shall apply.

The foregoing will become effective at the start of business on Monday, February 9.

If you have any questions regarding this matter, please contact Mr. Eric Wolff, Managing Director, Regulatory Affairs at (312) 930-3255, Mr. Dick McDonald, Managing Director, Regulatory Policy at (312) 930-4574, or Mr. Paul Peterson, Director, Commodity Product Development at (312) 930-4587.