

## COMPANY PROPRIETARY LETTER

Gain Capital Group, LLC  
Bedminster One  
135 US Highway 202/206  
Suite 11  
Bedminster, NJ 07921

Gentlemen:

In connection with Gain Capital Group, LLC (“GAIN”) establishing a futures account for \_\_\_\_\_ (the “Company”), the undersigned \_\_\_\_\_, as President or Managing Member of the Company hereby warrants and represents the following:

1. All funds deposited in the trading account represent proprietary funds of the Company and do not represent the interests of any other individuals or entities.
2. The Company does not hold itself out as engaging in the business of investing capital contributions from other participants in the commodity futures markets.
3. The Company is in compliance with such laws, rules and regulations applicable to its business in each jurisdiction which it conducts such business, or maintains investment accounts.
4. The Company is not prohibited from trading in commodities, commodity futures contracts, commodity option contracts, foreign currencies, foreign currency options, and/or any items (collectively, “Futures Contracts”) which are presently, or may in the future become the subject of futures or options contract trading. Accordingly, the Company is authorized to establish an account with GAIN to trade Futures Contracts.

The Company agrees to immediately notify GAIN should any of the foregoing representations change or prove untrue.

The Company shall indemnify and hold GAIN and its officers, directors, shareholders, employees and affiliates harmless from and against all claims, demands, proceedings, suits, and actions and all losses (direct, indirect, or otherwise), liabilities, costs and expenses (including, without limitation, attorneys’ fees and disbursements), paid in settlement, incurred or suffered by GAIN in connection with any claim arising out of or incurred in connection with the representations made by the Company herein. This indemnity shall survive the termination of the account of the Company with GAIN.

Sincerely,

\_\_\_\_\_  
President or Managing Member

Date: \_\_\_\_\_