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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

-----X
Commodity Futures Trading Commission,

Plaintiff,

v.

Equity Financial Group LLC,
Tech Traders, Inc.,
Vincent J. Firth, and
Robert W. Shimer,

Defendants.
-----X

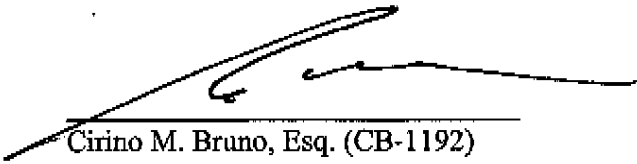
Civil Action No. 04 CV 1512

Judge Robert B. Kugler

**NOTICE OF MOTION
FOR EXPEDITED DISCOVERY**

PLEASE TAKE NOTICE that, Defendant Tech Traders, Inc. ("TTP") will move before the Honorable Anne Marie Donio at the United States District Court, Mitchell H. Cohen Federal Building & U.S. Courthouse, 1 John F. Gerry Plaza, Camden, New Jersey 08101, on **July 2, 2004 at 9:30 a.m.** or as soon thereafter as counsel may be heard for an order granting expedited discovery, pursuant to Rules 30(a), 30(b)(5), and 45 of the Federal Rules of Civil Procedure.

Dated: New York, New York
June 24, 2004



Cirino M. Bruno, Esq. (CB-1192)
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Attorneys for Defendant Tech Traders, Inc.
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TO: See Attached Service List
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Defendants.
-----X

**DEFENDANT TECH TRADERS, INC.'S
MOTION FOR EXPEDITED DISCOVERY**

Pursuant to Rules 30(a), 30(b)(5), and 45 of the Federal Rules of Civil Procedure, defendant, Tech Traders, Inc. ("TTI"), by and through its attorneys, Gusrae Kaplan & Bruno, PLLC, respectfully requests that this Court enter an order authorizing TTI to engage in expedited discovery, including granting TTI specific authority to commence document and testimonial discovery immediately, and to shorten the time for response otherwise specified by the Federal Rules of Civil Procedure to provide the parties adequate opportunity to prepare for such litigation schedule as this Court may set.

This Court granted Plaintiff's motion for expedited discovery in this matter in order to allow Plaintiff to prepare for the hearing on Plaintiff's motion for a preliminary injunction. TTI requests herein the same relief that has already been granted to the Plaintiff. Expedited discovery

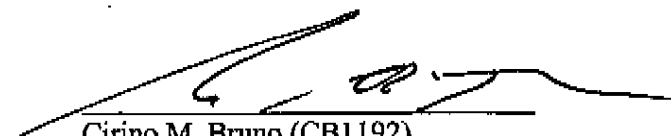
is necessary for TTI to properly prepare to defend itself at the hearing on Plaintiff's motion for a preliminary injunction against TTI. Due Process and fair play require that TTI be granted the same expedited discovery that was granted by this Court to the Plaintiff.

Such expedited discovery was anticipated by the 1993 Amendments to Rule 26(d) of the Federal Rules of Civil Procedure. The Notes of the Advisory Committee explicitly recognize that cases involving requests for a preliminary injunction are among the special cases in which it is appropriate for a judge to order discovery prior to the time ordinarily allowed by Rule 26(d). See Fed. R. Civ. P. 26(d) advisory committee's notes.

Specifically, TTI is requesting leave to take the depositions of the individual Defendants, representatives of the corporate Defendants, and representatives of the Plaintiff who have conducted investigatory and/or other work on this case relative to the preliminary injunction. In addition, TTI seeks leave to issue subpoenas for documents and testimony to non-parties and further requests leave to request that the parties and non-parties produce, on an expedited basis, any documents relating to the subject matter herein.

WHEREFORE, Defendant TTI respectfully requests that this Court enter an order authorizing expedited discovery.

Dated: New York, New York
June 24, 2004



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CERTIFICATE OF SERVICE

I, Justin H. Cohen, Esq. hereby certify that on June 24, 2004, I caused copies of the foregoing **Tech Traders, Inc.'s Motion for Expedited Discovery** to be served upon the following addressees by fax as indicated below:

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