

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

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PAUL W. FRIEND, JR.	:	
	:	CFTC Docket No. 99-R133
v.	:	
	:	ORDER PURSUANT TO
THOMAS ALBERT BRECIA and ICG	:	DELEGATED AUTHORITY
TRADING, INC.	:	
_____	:	

On August 6, 2001, respondent Thomas Albert Brechia (“Brechia”) filed a notice of appeal from an Administrative Law Judge’s decision denying his motion to vacate a default judgment awarding damages against him. Commission Rule 12.401(b) requires that appealing parties perfect their appeal by submitting an appeal brief within thirty days of the date that the appeal is filed. Although the period for perfecting respondent Brechia’s appeal has expired, his appeal brief does not appear in the record.

In these circumstances, respondent Brechia’s appeal is dismissed as unperfected. Pursuant to 17 C.F.R. § 12.401(b), the order denying Brechia’s motion to vacate shall become the Commission’s final decision on the date that this order is served.

IT IS SO ORDERED.¹

Edson G. Case
Deputy General Counsel
Commodity Futures Trading Commission

¹ By the Commission pursuant to delegated authority. 17 C.F.R. § 12.408(a)(4).

Dated: November 30, 2001