

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

In the Matter of

BRUCE MILLER, DEIRDRE ANDERSON,
GEORGE LAMBORN, RICHARD LANI,
DANIEL LIPTON, and KENNETH
LAWSON

CFTC Docket No. 02-14

ORDER PURSUANT TO
DELEGATED AUTHORITY

In August 2003, respondent Bruce Miller (“Miller”) filed a notice of appeal from an Administrative Law Judge’s (“ALJ”) order denying his motion to set aside a default order. The order in question did not resolve all pending issues as to respondent Miller.

Under Commission precedent, a decision that does not terminate an enforcement proceeding by resolving all pending issues as to each respondent is not subject to appeal under Commission Rule 10.102. *In re Siegel Trading Co.*, [1977-1980 Transfer Binder] Comm. Fut. L. Rep. (CCH) ¶ 20,527 at 22,179-180 (CFTC Dec. 16, 1977).¹ Accordingly, Miller’s notice of appeal is dismissed as premature.

IT IS SO ORDERED.²

Edson G. Case
Deputy General Counsel
Commodity Futures Trading Commission

Dated: September 24, 2003

¹ Under appropriate circumstances, a party may obtain interlocutory review of such a decision under Commission Rule 10.101. *Id.*

² By the Commission pursuant to delegated authority. 17 C.F.R. § 10.109(a)(6).