



U.S. COMMODITY FUTURES TRADING COMMISSION

Three Lafayette Centre
1155 21st Street, NW, Washington, DC 20581

OFFICE OF
PROCEEDINGS

NICHOLAS D. GENNARO,
Complainant

v.

JOHN D'AGOSTINO, JOHN D. AGOSTINO,
INC. (d.b.a. BRITISH AMERICAN CAPITAL,
GERALD DONALD LOSQUADRO, and
SPEAR, LEEDS & KELLOGG,
Respondents

CFTC Docket
No. 96-R006

FILED

JUN 19 2 18 PM '97

OFFICE OF PROCEEDINGS
PROCEEDING CLERK

ORDER OF DISMISSAL

Complainant and respondents settled this matter during the oral hearing. Complainant wanted the case kept open until the settlement was paid in full. The undersigned agreed to this process. For the past week, since June 12, complainant's counsel has failed to respond to numerous attempts to obtain information about the status of this case. Under the circumstances, it is determined that there is no further need to keep the case on the active docket.

The case having been settled, this proceeding is DISMISSED.

Dated: June 19, 1997

Joel R. Maillie

Joel R. Maillie
Judgment Officer