



U.S. COMMODITY FUTURES TRADING COMMISSION

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

OFFICE OF PROCEEDINGS
PROCEEDING CLERK
MAY 28 12 15 PM '98

**OFFICE OF
PROCEEDINGS**

JOHN MICHAEL,

Complainant

v.

JACK CARL FUTURES d/b/a E.D. & F.
MAN INTERNATIONAL, INC.,

Respondent

CFTC Docket
No. 98-R106

ORDER OF DISMISSAL FOR LACK OF JURISDICTION

By Order dated April 29, 1998, complainant was directed to show cause why his complaint should not be dismissed for failure to comply with the jurisdictional non-resident bond requirement established by Section 14(c) of the Commodity Exchange Act, 7 U.S.C. § 18(c). As discussed in the April 29 Order, the complainant's account-opening documents demonstrate that he asserted when he opened his account that he is not a resident of the United States, but he did not mention that status when filing his complaint (filed from an Alabama address).

Complainant's reply to the Order to Show Cause was required to be "RECEIVED" in the Office of Proceedings no later than close of business on May 27, 1998. No response has been received. Accordingly, for the reasons stated in the April 29 Order, the complaint is DISMISSED for lack of jurisdiction pursuant to Section 14(c) of the Commodity Exchange Act.

Dated: May 28, 1998

Joel R. Maillie
JOEL R. MAILLIE
Judgment Officer