

Robert W. Shimer, *pro se*  
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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

2006 DEC 5 10 00 AM '06

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COMMODITY FUTURES TRADING :  
COMMISSION, :

Plaintiff,

: Hon. Robert B. Kugler

vs.

**Civil Action No. 04-1512**

EQUITY FINANCIAL GROUP LLC, TECH  
TRADERS, INC., TECH TRADER, LTD.,  
MAGNUM CAPITAL INVESTMENTS, LTD.,  
VINCENT J. FIRTH, ROBERT W. SHIMER,  
COYT E. MURRAY, & J. VERNON ABERNETHY

Hearing Date: January 5, 2007

Defendants.

-----X

**MOTION PURSUANT TO L. CIV.R. 7.1(i) FOR RECONSIDERATION OF THE  
COURT'S DENIAL OF DEFENDANT'S MOTION FOR SUMMARY JUDGMENT  
UNDER FEDERAL RULE 56(b)**

Pursuant to L. Civ.R. 7.1(i) defendant Robert W. Shimer ("Shimer"), acting *pro se* respectfully moves the Court for reconsideration of the court's denial of Shimer's motion for summary judgment with respect to Counts I, II, III, IV and V of Plaintiff's First Amended Complaint For Injunctive and Other Equitable Relief And Civil Monetary Penalties Under the Commodity Exchange Act, 7 U.S.C. §§ 1 *et seq.* (hereinafter "CEA").

In support thereof, Shimer relies upon and refers the court to his brief filed Tuesday, December 5, 2006 in support of this motion for reconsideration of the court's denial of Shimer's motion for summary judgment under Federal Rule 56(b).

For all of the reasons stated in his brief Shimer respectfully requests that his current Motion for reconsideration be granted.

Dated: Monday, December 4, 2006

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'R. Shimer', written over a horizontal line.

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

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COMMODITY FUTURES TRADING  
COMMISSION,

:  
: Hon. Robert B. Kugler  
:

Plaintiff,

vs.

**Civil Action No. 04-1512**

EQUITY FINANCIAL GROUP LLC, TECH  
TRADERS, INC., TECH TRADER, LTD.,  
MAGNUM CAPITAL INVESTMENTS, LTD.,  
VINCENT J. FIRTH, ROBERT W. SHIMER,  
COYT E. MURRAY, & J. VERNON ABERNETHY

NOTICE OF MOTION FOR  
RECONSIDERATION  
PURSUANT TO L. Civ. R. 7.1(i) OF  
OF THE COURT'S DENIAL OF  
DEFENDANT'S MOTION FOR  
SUMMARY JUDGMENT UNDER  
FEDERAL RULE 56(b)

Defendants.

-----X

TO: Elizabeth Streit, Esq.  
Commodity Futures Trading Commission  
525 West Monroe St., Suite 1100  
Chicago, Illinois 60661

AUSA Paul Blaine, Esq.  
Camden Federal Building  
401 Market Street, 4<sup>th</sup> Floor  
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10 E. 40<sup>th</sup> Street, 43<sup>rd</sup> Floor  
New York, New York 10016-0301

Vincent Firth  
3 Aster Court  
Medford, NJ 08055

PLEASE TAKE NOTICE that on Friday, January 5, 2007 at 10:00 A.M., or as soon thereafter as movant may be heard, the undersigned *pro se* defendant, Robert W. Shimer, Esq. ("Shimer") will move pursuant to L. Civ. R. 7.1(i) before the Hon. Robert B. Kugler, U.S.D.J., sitting at the U.S. District Courthouse at 4<sup>th</sup> and Cooper Streets, Camden, New Jersey, for an order granting defendant Shimer's Motion for Reconsideration of the Court's denial of Shimer's Motion For Summary Judgment under Federal Rule 56(b).

ORAL ARGUMENT IS HEREBY REQUESTED.

In support of this motion, movant relies upon his brief submitted in support thereof. A proposed form of order granting the Motion sought is also submitted.



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**CERTIFICATE OF SERVICE**

The undersigned does hereby certify that on December 4, 2006 he caused a true and correct copy of the foregoing Motion for Reconsideration, Brief in support of that Motion, Notice of Motion, Certificate of Service and Proposed Order to be sent via regular U.S. Mail to the following.

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*On behalf Coyt E. Murray, Tech Traders, Inc. Ltd.,  
Magnum Investments, Ltd., & Magnum  
Capital Investments, Ltd.  
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*On behalf of Equity Financial Group, LLC* 120 Wall Street  
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