

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

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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.

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**MOTION FOR DISQUALIFICATION OF ROBERT B. KUGLER  
PURSUANT TO 28 U.S.C. § 455(a) & CANON 3C(1) OF THE CODE OF CONDUCT  
FOR UNITED STATES JUDGES**

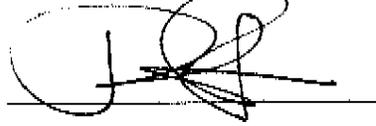
In accordance with the Local Civil Rules of the District Court for the District of New Jersey defendant Robert W. Shimer ("Shimer"), acting *pro se* respectfully moves the Court for disqualification of Robert B. Kugler pursuant to the requirements of 28 U.S.C. § 455(a).

In support thereof, Shimer relies upon and refers the court to his brief filed Tuesday, December 12, 2006 in support of this Motion for Disqualification.

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

Dated: Monday, December 11, 2006

Respectfully submitted,

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

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COURT REPORTERS  
AND  
INTERPRETERS  
SERVICES  
INC.  
1000  
N. 10TH ST.  
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NOTICE OF MOTION FOR  
DISQUALIFICATION  
PURSUANT TO 28 U.S.C. § 455(a)  
& CANON 3C(1) OF THE CODE  
OF CONDUCT FOR UNITED  
STATES JUDGES

Defendants.

-----X

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Vincent Firth  
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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 the Local Civil Rules of the District Court for the District of New Jersey 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 Disqualification.

ORAL ARGUMENT IS IHEREBY 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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