



U.S. COMMODITY FUTURES TRADING COMMISSION

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

OFFICE OF
PROCEEDINGS

Aug 31 9 15 AM '98
OFFICE OF PROCEEDINGS
CFTC

BUTH L. AUSTIN and SARETH HAY,)
Complainants)
v.) CFTC Docket
JACQUES PAUL DEROUEN and) No. 97-R122
COMMODITY FUTURES & OPTIONS)
SERVICES, INC. (d/b/a "CFOS"),)
Respondents)
_____)

ORDER OF DISMISSAL FOR CAUSE

Complainant Austin has ignored the Order of August 8, 1998, which debarred him from representing himself in this action due to his contemptuous behavior. The same reasons cited in that Order for the debarment are grounds for dismissal, as is his failure to respond to the Order despite the warning therein that if he failed to comply his complaint would be dismissed. That Order is considered incorporated herein, and for the reasons stated in the Order, Austin's complaint is hereby DISMISSED FOR CAUSE. See Rule 12.201(f).

In a telephone call during the week of August 24, 1998, complainant Hay notified the undersigned that he wished to withdraw from this case. He stated that he had never wanted to file a complaint in the first place, and merely went along with complainant Austin. Hay's notification is considered notice of a determination not to participate and therefore his complaint is hereby DISMISSED FOR CAUSE.

In view of the status of the case, both dismissals are "with prejudice."

Dated: August 31, 1998

Joel R. Maillie
JOEL R. MAILLIE
Judgment Office