

UNITED STATES OF AMERICA
before the
COMMODITY FUTURES TRADING COMMISSION

In the Matter of:

Sentai Chen,
Complainant,

vs.

Docket No. 02-R009

Money Garden Financial Group
et al.,
Respondents.

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ORDER OF DISMISSAL

Complainant initiated the filing of the instant complaint in December 2001. On or about May 6, 2002 the complaint was served on the Respondents. The Respondents filed a timely answer on June 3, 2002 and denied any wrongdoing.

This court issued its pre-hearing order on June 11, 2002, and directed the parties to initiate discovery on or before July 16, 2002, and to file pre-hearing memoranda on or before August 16, 2002. On July 15, 2002 Respondents served discovery requests on Complainant. In their pre-hearing memorandum filed August 20, 2002, Respondents noted that Complainant had not served any discovery requests on Respondents, and had not responded to discovery requests served on Complainant by Respondents.

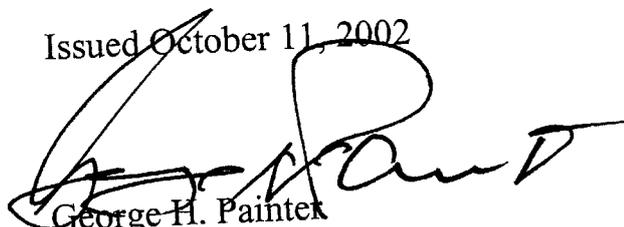
By letter filed with the Proceedings Clerk on September 20, 2002, Respondents again reported that Complainant had failed to respond to discovery requests, and had failed to file a pre-hearing memorandum as required by the court's Pre-Hearing Order. Respondents requested that this matter be dismissed in light of Complainant's failure to comply with lawful discovery and the order of this court to file a pre-hearing memorandum on or before August 16, 2002.

By Order issued September 27, 2002 Complainant was ORDERED TO SHOW CAUSE why this matter should not be dismissed due to his failure to

respond to timely served discovery requests. Complainant was forewarned that any response to the order must show that Complainant has made a diligent and good faith effort to comply with all lawful discovery requests.

Complainant has not complied with lawful discovery requests, and he has failed to file his pre-hearing memorandum as ordered by this court. Accordingly, this proceeding is **DISMISSED WITH PREJUDICE** due to Complainant's refusal to respond to discovery requests, and his failure to make any good faith effort to respond to the Order to Show Cause issued September 27, 2002.

Issued October 11, 2002



George H. Paintek
Administrative Law Judge