



U.S. COMMODITY FUTURES TRADING COMMISSION

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

PETER J. DENIGRIS and ADRIENNE J.
DENIGRIS

Complainant,

v.

MARTIN JAMES & COMPANY, INC.,
MARTIN JAMES ALLAMIAN and JAMES
JOSEPH MANNING,

Respondents.

*
*
*
*
*
*
*
*
*
*
*
*
*
*
*

CFTC Docket No. 96-R122

FILED

FEB 14 11 09 AM '97

OFFICE OF PROCEEDINGS
PROCEEDINGS SECTION

ORDER DISMISSING REPARATION PROCEEDING

By Order dated January 29, 1997, the Court set this matter for oral hearing to commence on Monday, March 3, 1997, at the United States Bankruptcy Court in Chicago, Illinois.¹ The Order also requires all parties to submit, on or before today: (1) a notice of intent to participate in the oral hearing; (2) a list of all witnesses; (3) objections, if any, to the receipt in evidence of documents now contained in the public file; and (4) copies of any additional documents, not currently in the public file, offered for receipt in evidence. The Court additionally cautioned the parties that failure to comply with the Order would be deemed a waiver of the opportunity for an oral hearing in this proceeding

¹ Order Setting Time And Place Of Oral Hearing, dated January 29, 1997.

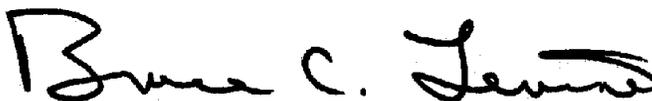
and might result in the imposition of sanctions, including dismissal of the complaint or issuance of a default order as appropriate.

By Notice dated February 12, 1997, complainants Peter and Adrienne DeNigris, through counsel, state their intention to withdraw from participation in this proceeding.²

Accordingly, the complaint is hereby **DISMISSED** with **PREJUDICE** to complainants' right to re-file a claim in reparations based upon the same set of alleged facts, the oral hearing is **CANCELED**, and this proceeding is **TERMINATED** in its entirety. 17 C.F.R. §§12.312(b)(2) and 12.35.

IT IS SO ORDERED.

Dated this 14th day of February, 1997



Bruce C. Levine
Administrative Law Judge

² Notice from Walter D'Ull, Esq. to the Court, dated February 12, 1997.