



U.S. COMMODITY FUTURES TRADING COMMISSION

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ESTATE OF JULIA LEVINE)
(by Jeffrey Levine, Personal Representative))
Complainant)
)
v.)
)
IRA EPSTEIN & COMPANY, and FIRST)
OPTIONS OF CHICAGO, INC.,)
Respondents)
_____)

CFTC Docket
No. 99-R058

ORDER OF DISMISSAL

The parties settled this matter during negotiations mediated by the Judgment Officer on May 20, 1999. In accordance with the terms of the settlement, respondents mailed the funds due to the estate and the settlement check to Mr. Levine on May 24, 1999. However, documents reflecting the settlement have not yet been filed. According to respondents' counsel, the release needed a couple of revisions but Mr. Levine has not returned signed copies although he has kept the checks.

Under the circumstances, the settlement is deemed complied with. Both sides agreed during the conference to waive all claims against each other. The disputed funds have been released, and Mr. Levine has accepted the settlement checks. Any further disputes over the language do not affect the existence of the settlement or its legal consequences.

Accordingly, the complaint and the counterclaim are DISMISSED with prejudice.

Dated: June 29, 1999

Joel R. Maillie
JOEL R. MAILLIE
Judgment Officer