



U.S. COMMODITY FUTURES TRADING COMMISSION

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DR. IRA KLEIN,

Complainant

v.

RAUSCHER PIERCE REFSNES, INC.,
and IAN GOLDFOOT,

Respondents

CFTC Docket
No. 98-R045

ORDER OF DISMISSAL

As noted previously, in an Order dated July 20, 1998, the parties' cooperation in this matter stands as a marked contrast to the contentious and bitter litigation seen all too often in this forum as well as others. The fruits of that spirit have now appeared: complainant has withdrawn his charges of wrongdoing after reviewing with his accountant certain materials sent to him by respondents, while respondents' representative has determined that complainant was overcharged for transfer fees and has sent him a sizeable check in reimbursement.

The two submissions made by the parties are deemed to be the equivalent of a stipulation to dismiss, and therefore the proceeding is DISMISSED. Cf. CFTC Rule 12.21.

Both sides are again commended for their reasonableness and objectivity in arriving at a solution in this case.

Dated: September 17, 1998

Joel R. Maillie
JOEL R. MAILLIE
Judgment Officer