



U.S. COMMODITY FUTURES TRADING COMMISSION
Three Lafayette Centre
1155 21st Street, NW, Washington, DC 20581

OFFICE OF
PROCEEDINGS

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MAY 19 11 26 AM '98

REZA VAFAIYAN,
Complainant,

v.

FIRST AMERICAN DISCOUNT CORP.;
FIELD INDUSTRIES, INC.; and
CHARLES PHILIP BOHM,
Respondents.

CFTC Docket No. 97-R131

ORDER OF DISMISSAL

Complainant has not responded to the Order dated May 7, and has failed to accept service of the Order to Show Cause dated April 23,¹ which was issued in light of his failure to respond to the Order dated February 17, 1998. The February 17 Order had asked both sides to produce vital evidence in support of the allegations in their pleadings. Complainant's refusal to respond to a series of orders and his failure to produce any convincing evidence in support of the complaint establishes that he has ceased to participate in this proceeding and that he initiated this reparations proceeding in bad faith, and thus is grounds for dismissal of the complaint and an award to respondents for their reasonable legal fees and costs incurred in defending this reparations matter.

Accordingly, the complaint is DISMISSED, and Reza Vafaiyan is ORDERED to pay to respondent First American Discount Corporation attorneys fees and costs of \$1,834.50.

Dated May 19, 1998.


Philip V. McGuire,
Judgment Officer

¹ Complainant did not respond to two notices left at the address he has provided for service.