

UNITED STATES OF AMERICA
Before the
U.S. COMMODITY FUTURES TRADING COMMISSION

JENO TOTH,

Complainant,

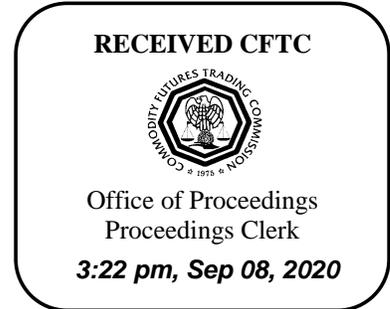
v.

ALLY INVEST FOREX LLC, D/B/A
TRADEKING FOREX, INC., AND GAIN
CAPITAL GROUP LLC,

Respondents.

CFTC Docket No. 17-R012

ORDER



On April 22, 2020, the Judgment Officer issued an Order to Show Cause why Complainant Jen0 Toth's complaint should not be dismissed. Toth failed to respond, and on May 29, 2020, the Judgment Officer dismissed the complaint.

On June 5, 2020, Toth filed a notice of appeal. CFTC Rule 12.401(b) states that an appealing party must perfect the appeal by filing an appeal brief within thirty days after filing the notice of appeal. 17 C.F.R. § 12.401(b). If the appealing party fails to do so, the Commission may dismiss the appeal. *Id.* Toth has failed to perfect his appeal by filing an appeal brief. Accordingly, the appeal is DISMISSED.

IT IS SO ORDERED.*

/s/ Robert A. Schwartz

Robert A. Schwartz
Deputy General Counsel
U.S. Commodity Futures Trading Commission

Dated: September 8, 2020

* By the Commission pursuant to delegated authority under 17 C.F.R. § 12.408(a)(4).