

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

SIMEON ROBINSON

v.

ALTERNATIVE COMMODITY TRADERS,
d/b/a LEE HOWARD SEID, RANDY
FARBER, LFG, L.L.C., RICHARD STUART:
SEID and LEE HOWARD SEID

CFTC Docket No. 00-R080

ORDER PURSUANT TO
DELEGATED AUTHORITY

On February 20, 2001, complainant Simeon Robinson submitted a notice of appeal pursuant to Commission Rule 12.401(a). Ray Pratt (“Pratt”) and S. R. & Associates Network Resources Inc. (“S. R. & Associates”) submitted a similar notice on the same day.¹ These notices refer to orders that the presiding Administrative Law Judge (“ALJ”) issued on February 12 and 13, 2001 and to a letter from the ALJ dated February 13, 2001. None of the orders at issue is either an initial decision or a disposition of the entire proceeding.

Commission Rule 12.401(a) permits an aggrieved party to file a notice of appeal from an initial decision or a disposition of the entire proceeding.² The record indicates that

¹ In their notice, Pratt and S. R. & Associates describe themselves as “[i]nterested [p]ersons and [a]micus [c]uriae.”

² Under limited circumstances, Commission review is available for orders that do not dispose of the entire proceeding. *See* Commission Rule 12.309.

the presiding ALJ has not issued any decision that amounts to a disposition of the entire proceeding. Accordingly, the notices submitted by complainant Robinson and “interested persons” Pratt and S. R. & Associates are dismissed as premature.³

IT IS SO ORDERED.⁴

Edson G. Case
Deputy General Counsel
Commodity Futures Trading Commission

Dated: February 27, 2001

³In view of this outcome, it is not necessary to consider whether Pratt and S. R. & Associates have standing to file an appeal in this proceeding.

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