

(Docket No. 374)

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE**

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COMMODITY FUTURES TRADING		:	
COMMISSION,		:	
		:	
Plaintiff,		:	Civil No. 04-1512 (RBK)
		:	
v.		:	ORDER
		:	
EQUITY FINANCIAL		:	
GROUP, LLC, et al.,		:	
		:	
Defendants.		:	
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THIS MATTER having come before the Court on motion by Plaintiff Commodities Futures Trading Commission to strike Defendant Robert W. Shimer's sur-reply in Defendant Shimer's second motion for summary judgment; and the Court having considered the moving papers, and there being no opposition thereto; and for the reasons expressed in the accompanying Opinion; and

THE COURT NOTING that the Court decided Defendant Shimer's second motion for summary judgment on November 16, 2006;

IT IS HEREBY **ORDERED** that Plaintiff's motion to strike is **DISMISSED** as moot.

Dated: 1/22/2007

s/Robert B. Kugler
ROBERT B. KUGLER
United States District Judge