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

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OFFICE OF PROCEEDINGS

DWIGHT D. SIMMONS, Complainant, v. ALLAN STEVEN ADER, EXECUTIVE COMMODITY CORP., THOMAS COURTLAND KENNEDY, THIERRY KIM a/k/a TERRY KIM and TECH NET TRADING INC., Respondents.	*	CFTC Docket No. 03-R028

ORDER OF DISMISSAL

Nearly four months ago, the parties filed a stipulation of dismissal in accordance with 17 C.F.R. §12.21(a). Notice of Settlement and Joint Stipulation of Dismissal with Prejudice, filed December 23, 2003. However, in order to permit full performance of their settlement agreement prior to the termination of this proceeding, they requested that the dismissal of the complaint be deferred until yesterday. Id. Accordingly, we hereby **DISMISS** the complaint with prejudice and **TERMINATE** this matter in its entirety. See 17 C.F.R. §12.21(c).

IT IS SO ORDERED.

On this 16th day of April, 2004

Bruce C. Levine
Administrative Law Judge