

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

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|--------------------------------|---|-----------------------|
| In the Matter of | : | |
| | : | |
| | : | |
| SYSTEMS OF SUCCESS-WINDOW TO | : | CFTC Docket No. 00-27 |
| PROFIT, BERNADETTE FLAVELL, | : | |
| RICHARD VIELE, and KEVIN KATES | : | ORDER |
| | : | |

All issues in this proceeding have been resolved with the exception of those relating to respondent Richard Viele (“Viele”). The record indicates that Viele died in April 2002. In these circumstances, the Division seeks dismissal of the Complaint’s allegations against Viele. The attorney who represented Viele in this proceeding has consented to the relief the Division seeks.

The Division’s motion is granted and the Complaint against Viele is dismissed.

IT IS SO ORDERED.

By the Commission (Chairman NEWSOME and Commissioners HOLUM, ERICKSON, LUKKEN, and BROWN- HRUSKA).

Catherine D. Dixon
Assistant Secretary of the Commission
Commodity Futures Trading Commission

Dated: September 23, 2002