

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

MARIA ANGELICA BACLINI
and HECTOR HUGO SANDIANO

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R036

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JORGE NELSON BATALLER

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R037

JUAN BAUTISTA ALBERTENGO

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R038

GERARDO JOSE TEDESCHI

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R039

NORA ALICIA CANTONI and
DAMIAN ROBERTO MARTINUCCI

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R040

EDGARDO MAXIMO GEMINELLI

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R041

PEDRO and MARIA MOGETTA

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R042

GUSTAVO REMONDINO
and CHRISTINE WAGNER

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R043

MARIA and GABRIEL LAZZARINI

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R044

GUILLERMO DE LA TORRE
and ADRIANA SEBASTIANELLI

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R045

NORA REMONDINO
and GEORGINA REMONDINO

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R046

DANIELA CORNET
and JOSE LUIS GINITRINI

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R047

ALBERTO PAUL PESAOLA

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R048

CARLOS MARCELO FARRUGGIA

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R049

RAQUEL NORAL ROTTI
and ANTONIO GUSTAVO TRILLO

v.

CITIGROUP GLOBAL MARKETS, INC.
and DALILA COSTA-LEROY

CFTC Docket No. 07-R050

ORDER TO STAY ISSUED PURSUANT TO DELEGATED AUTHORITY

Complainants in the seven above-captioned reparation cases Nos. 07-R-036 through 07-R039 and 07-R041 through 07-R043 filed an emergency motion to consolidate their cases for hearing with six related cases, Nos. 07-R044 through 07-R046 and 07-R048 through 07-R050, which are pending before a different administrative law judge ("ALJ"). The same seven complainants earlier filed a petition to disqualify the ALJ assigned to their cases, which is pending before the Commission. In the same emergency motion, the complainants in Nos. 07-R040 and 07-R-047, which are pending before the Commission's Judgment Officer, move to consolidate their cases as well.¹ No responsive pleading has been filed. The seven complainants seeking consolidation whose cases are pending before an ALJ did not comply with Regulation 12.309 (interlocutory review in a formal decisional proceeding). Interlocutory review is not provided for in summary proceedings except to seek a Judgment Officer's disqualification.

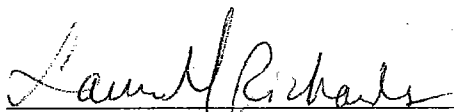
Review of the records in these cases reveals that they are at varying stages of progress. Nos. 07-R044 through 07-R046 and 07-R048 through 07-R050 have been consolidated and scheduled for hearing in early May. No hearing has been scheduled in the others. In addition, a jurisdictional issue was raised in March with regard to all 15 cases, *i.e.*, whether the complainants, all of whom reside in Argentina, properly established their eligibility for a waiver of the bond requirement imposed on non-resident complainants by Section 14(c) of the Commodity Exchange Act and Regulation 12.13(b)(4). The issue was resolved in complainants'

¹ Reparation complaints in which the amount of damages sought does not exceed \$30,000 are heard by a Commission Judgment Officer as a summary proceeding conducted pursuant to 17 C.F.R. Part 12 Subpart D. Cases in which the damage claim exceeds \$30,000 are assigned to an ALJ to be heard as a formal proceeding under Subpart. See Regulation 12.26.

favor in the six cases scheduled to be heard next month. No ruling has been issued by the ALJ or the Judgment Officer in the other cases. An amicus brief on the bond issue is to be filed on behalf of complainants on or before April 22.

In light of the foregoing, all of the above-captioned cases are stayed to allow the Commission to consider (1) whether to entertain the emergency motion; (2) the desirability of consolidation; (3) the impact of the emergency motion on the pending to petition to disqualify; and (4) the impact of the nonresident bond issue on all of the proceedings.

The cases are STAYED pending further order of the Commission. It is so ORDERED.²



Laura M. Richards
Deputy General Counsel
Commodity Futures Trading Commission

Dated: April 14, 2008

² By the Commission pursuant to delegated authority. 17 C.F.R. § 12.408(a)(6).