

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

JEANNETTE CARLSON

v.

HARVEY JAY FELNER

CFTC Docket No. 06-R04

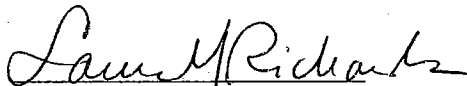
ORDER PURSUANT TO
DELEGATED AUTHORITY

OFFICE OF PROCEEDINGS
PROCEEDINGS CLERK
2008 JUL 30 P 1:01

RECEIVED
C.F.T.C.

On March 13, 2008, respondent filed a notice of appeal from an initial decision issued on February 28, 2008. Commission Regulation 12.401(b) requires that an appealing party perfect its appeal by submitting an appeal brief within thirty days of the date the appeal is filed. Although the period for perfecting respondent's appeal has expired, respondent's appeal brief does not appear in the record. In these circumstances, respondent's appeal is dismissed as unperfected. Pursuant to Regulation 12.401(b), the initial decision shall become the Commission's final decision on the date that this order is served.

IT IS SO ORDERED.¹



Laura M. Richards
Deputy General Counsel
Commodity Futures Trading Commission

Dated: July 30, 2008

¹ By the Commission pursuant to delegated authority. 17 C.F.R. § 12.408(a)(4).