FILED
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CLERK OF THE DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

UNITED STATES COMMODITY FUTURES TRADING COMMISSION, PLAINTIFF,	§	
V.	§	CAUSE NO. A-12-CV-0862-LY
IB CAPITAL FX, LLC, A/K/A IB CAPITAL FX (NZ) LLP D/B/A IB CAPITAL, MICHEL GEURKINK, AND EMAGE ECHADI, DEFENDANTS.	§	

ORDER

BEFORE THE COURT in the above captioned cause is the Receiver's Unopposed Motion to Appoint National Futures Association as Monitor (Clerk's Doc. #167) filed March 27, 2020. The Receiver provided the court with a proposed "unopposed" order granting the motion. On April 9, 2020, the court participated in a telephone conference with the Receiver and the attorney for the United States Commodity Futures Trading Commission ("CFTC") in which, *inter alia*, the motion was discussed. The court requested to parties to discuss the form of an order with National Futures Association and agree on an order that sets forth the obligations, rights, and responsibilities of all parties. By correspondence received by the court on April 13, 2020, the parties advised the court that the Receiver, the CFTC, and National Futures all "approve" the draft order previously submitted. The parties misapprehend the type of order the court will approve.

IT IS, THEREFORE, ORDERED that on or before May 6, 2020, the parties shall submit to the court for approval a proposed agreed order granting the motion and appointing National Futures Association Monitor in this case. The proposed order shall specifically set forth the obligations, rights, and responsibilities of the Receiver, the CFTC, and National Futures as Monitor

to the extent discussed in the April 9 telephone conference. The proposed order shall reflect the approval as to the form and substance of the proposed order by the Receiver, the CFTC, and National Futures.

SIGNED this 21st day of April, 2020.

LEE YEAKEL
UNITED STATES DISTRICT JUDGE