

This order has been published by the NASDR Office of the Hearing Officers and should be cited as OHO Order 98-6 (C10970163).

**NASD REGULATION, INC.
OFFICE OF HEARING OFFICERS**

DEPARTMENT OF ENFORCEMENT,	:	
	:	
Complainant,	:	Disciplinary Proceeding
	:	No. C10970163
v.	:	
	:	Hearing Officer - GAC
	:	
Respondents.	:	

ORDER TO SHOW CAUSE

1. On December 10, 1997, an Order Based on Pre-Hearing Conference of December 10, 1997 ("December 10 Order") was issued in this matter. The December 10 Order set forth under item number 1, a schedule for significant events. That schedule ordered the Parties to exchange and submit an Exhibit List and Witness List by January 12, 1998. The specific standards for the Exhibit List and Witness List were set forth in the Standing Pre-Hearing Order issued on November 19, 1997. The December 10 Order and the Standing Pre-Hearing Order were sent to each of the Respondents and counsel for the Respondents.
2. To date, both Respondents have failed to provide an Exhibit List and Witness List to the Complainant, and have failed to file such documents with the Office of Hearing Officers. Such failure by the Respondents constitutes

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conduct in violation of an order of a Hearing Officer in violation of Code of Procedure Rules 9242 and 9280.

3. By reason of the foregoing, Respondents are hereby ordered to show cause why:
 - a. Respondents should not be precluded from offering any exhibits at the hearing;
 - b. Respondents should not be precluded from offering any testimony from witnesses at the hearing; and
 - c. Respondents should not be otherwise sanctioned as a consequence of the failure to comply with such Rules of Procedure.
4. A response from the Respondents must be filed with the Office of Hearing Officers by no later than 12:00 PM (Eastern Time) on January 20, 1998. Any response received after that time will not be considered. Complainants will have until 12:00 PM (Eastern Time) on January 22, 1998 to file a reply to any submission by the Respondents.

SO ORDERED.

Gary A. Carleton
Hearing Officer

Dated: Washington, DC
January 15, 1998