

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

U.S. COMMODITY FUTURES
TRADING COMMISSION,

Plaintiff,

v.

Case No: 2:15-cv-237-FtM-38CM

DORIAN GARCIA, DG WEALTH
MANAGEMENT, MACROQUANTUM
CAPITAL LLC and UKUSA
CURRENCY FUND LP,

Defendants.

ORDER¹

This matter comes before the Court on Plaintiff U.S. Commodity Futures Trading Commission's Motion for Telephone Status Call on May 12, 2015 ([Doc. #36](#)) filed on May 11, 2015. Plaintiff requests a telephone status call with the Court and Defendants Dorian Garcia, DG Wealth Management, Macroquantum Capital LLC, and UKUSA Currency Fund LP to confirm whether the parties should appear before the Court on May 13, 2015, to argue the pending Motion for Preliminary Injunction ([Doc. #21](#)). ([Doc. #36 at 1](#)). The instant motion comes on the heels of Defendants' Motion to Stay ([Doc. #32](#)) and their request to cancel the preliminary injunction hearing ([Doc. #31](#)), both of which Plaintiff opposes ([Doc. #37](#); [Doc. #38](#)).

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Because the parties' disagree over key points in the pending Motion for Preliminary Injunction ([Doc. #21](#); [Doc. #31](#); [Doc. #37](#)) and Motion to Stay ([Doc. #32](#); [Doc. #38](#)), the Court will not cancel the hearing set for May 13, 2015, a 9:30 AM.

Accordingly, it is now

ORDERED:

- (1) Plaintiff U.S. Commodity Futures Trading Commission's Motion for Telephone Status Call on May 12, 2015 ([Doc. #36](#)) is **DENIED**.
- (2) Defendants' request to cancel the May 13, 2015 preliminary injunction hearing, as made in Defendants' Response to Plaintiff's Motion for Preliminary Injunction ([Doc. #31](#)), is **DENIED**.
- (3) Plaintiff's Motion for Preliminary Injunction ([Doc. #21](#)) **remains** set for hearing on **May 13, 2015, at 9:30 AM** before the undersigned in the United States Courthouse, 2110 First Street, Fort Myers, Florida 33901, in Courtroom 5F. Counsel for Plaintiff and Defendants must appear in person as telephonic appearances are not permitted.

DONE and **ORDERED** in Fort Myers, Florida this 12th day of May, 2015.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record