

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

RAFAIL THEOKARY,	:	CIVIL ACTION
Plaintiff-Appellant,	:	
	:	
v.	:	
	:	
TOM SHAY, et al.	:	
Defendants-Appellees.	:	NO. 10-0058

ORDER

AND NOW, this 29th day of October, 2013, in accordance with the accompanying Memorandum, it is hereby **ORDERED** that the Opinion of the Bankruptcy Court dated April 10, 2012 dismissing the adversary proceeding of Rafail Theokary with prejudice is **AFFIRMED**; and the Opinion of the Bankruptcy Court dated February 14, 2011 is **MODIFIED** to reflect that the claims against Defendants Showplace Farms and Gaitway Farms, Inc. are dismissed as moot. The Clerk of Court shall mark this case **CLOSED** for statistical purposes.

BY THE COURT:

/s/ L. Felipe Restrepo

 L. FELIPE RESTREPO
 UNITED STATES DISTRICT JUDGE