

January 14, 2011

UNITED STATES COURT OF APPEALS

Elisabeth A. Shumaker
Clerk of Court

FOR THE TENTH CIRCUIT

COMMODITY FUTURES TRADING
COMMISSION, et al.,

Plaintiffs - Appellees,

v.

SIMON YANG, an individual, a/k/a Xiao
Yang, a/k/a Simon Chen,

Defendant - Appellant,

and

PRESTIGE VENTURES CORP., a
Panamanian corporation, et al.,

Defendants.

STEPHEN J. MORIARTY,

Receiver.

No. 10-6287
(D.C. No. 5:09-CV-01284-R)

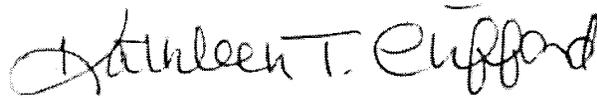
ORDER

The December 27, 2010 Order abating this appeal is **LIFTED**. In a January 13, 2011 Order, the district court denied the motions to reconsider filed by the Lee Defendants.

Briefing on the merits shall proceed. The opening brief of Appellant-Defendant Simon Yang must be served and filed **40 days** after the date on this order. Subsequent

briefing shall proceed in accordance with the Federal Rules of Appellate Procedure and the Tenth Circuit Rules.

Entered for the Court,
Elisabeth A. Shumaker, Clerk

A handwritten signature in black ink that reads "Kathleen T. Clifford". The signature is written in a cursive style with a large initial 'K' and a distinct 'T'.

Kathleen T. Clifford
Attorney - Deputy Clerk