

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

SECURITIES AND EXCHANGE	§	
COMMISSION	§	
	§	
Plaintiff,	§	
	§	NO. 3-05-CV-1328-L
VS.	§	
	§	
MEGAFUND CORPORATION, ET AL.	§	
	§	
Defendants.	§	

ORDER

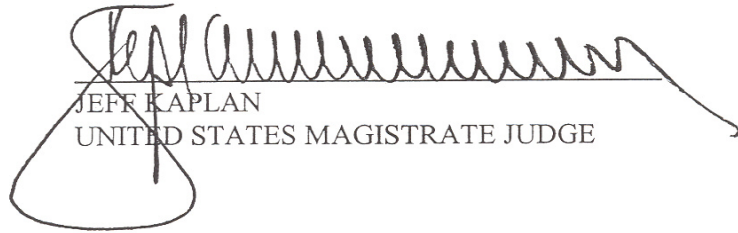
Defendants Bradley C. Stark and Pamela Stark have filed a motion to vacate the show cause hearing currently scheduled for September 21, 2006. As grounds for their motion, defendants argue that: (1) the Receiver failed to timely request a show cause hearing by the August 4, 2006 deadline established by the court; and (2) their attorneys are unavailable to attend the hearing at its current setting. The court rejects the first argument, as the Receiver timely requested a show cause hearing by letter dated August 4, 2006.¹ However, the court will postpone the hearing until such time as counsel for defendants are available.

Counsel are directed to confer on an alternate hearing date and provide the court with suggested dates by **August 22, 2006**.

SO ORDERED.

¹ Upon review of the letter, it appears that the Receiver did not serve opposing counsel with a copy of this communication as required by Fed. R. Civ. P. 5(a).

DATED: August 15, 2006.



JEFF KAPLAN
UNITED STATES MAGISTRATE JUDGE