

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF OKLAHOMA

FILED

JUN 28 2010

ROBERT D. DENNIS, CLERK
U.S. DIST. COURT, WESTERN DIST. OF OKLA.
BY KL, DEPUTY

U.S. COMMODITY FUTURES)
TRADING COMMISSION and)
OKLAHOMA DEPARTMENT OF)
SECURITIES ex rel. IRVING . L)
FAUGHT,)

Plaintiffs,)

v.)

PRESTIGE VENTURES CORP., a)
Panamanian corporation, FEDERATED)
MANAGEMENT GROUP, INC. A Texas)
corporation, KENNETH WAYNE LEE an)
individual, and SIMON YANG (a/k/a)
XIAO YANG a/k/a SIMON CHEN), an)
individual,)

Defendants, and)

SHEILA M. LEE, an individual, DAVID A.)
LEE, an individual, and DARREN A. LEE,)
an individual,)

Relief Defendants,)

Case No. 09-CV-1284 (DLR)

DARREN A. LEE'S REQUEST FOR
MOTION OF CONTINUANCE

ENTRY OF APPEAL

PLEASE ENTER ME, DARREN A LEE, AS REPRESENTING MYSELF IN THE
ABOVE CAPTIONED MATTER

I am having to represent myself in this extremely complicated case out of the respected
Oklahoma Court. I have been confronted with a possibility to have a local attorney, law

professor, and a law student take on the case Pro Bono. It is not certain yet, but I can only hope that there is somebody out there that is willing to help.

The Plaintiffs are trying to run this through the respected Court as fast as legally possible so that the Plaintiffs can take advantage of a powerless family. I am humbly requesting the Court to grant a Motion of Continuance that the Court deems appropriate, so that we can ensure that justice is served in the best interest of all parties involved.

There is more to this case than the Plaintiffs want to get to the bottom of. How can there possibly be 140 customers allegedly solicited by my father when my father does not speak Chinese? Evidence has been submitted showing Ming Yu soliciting for her family members.

Simon Yang was not an agent or an employee of Prestige Ventures. I worked directly with Kenneth Lee, my father, for more than seven years and I have not heard of Simon Yang or from Simon Yang. I worked between five and twelve hours a day directly with my father in the same room since 2003 and I have never known about any of the Plaintiffs' allegations.

I am completely overwhelmed by the Commission, repeatedly, and I am trying my hardest to oblige to their requests and constant barrage of motions by the limitless lawyers that the Plaintiffs have.

I am submitting into evidence Exhibit A to Account of Darren Lee. This is a statement from the account that was traded from 2002 until 2004. The account was closed when I purchased my home in January of 2005. The funds from that account were transferred from Prestige to purchase my home when I was to be married four months later. The Receiver received that document on June 9th.

I am also submitting into evidence Exhibit B to Account of Kenneth Lee & Family, that

shows the money that my family had before the 'relevant period' of this lawsuit. This first document shows the account that was the original account of the Lee family members that began with a purchase of \$9,500 from a current account holder. The \$9,500 can be tracked to the \$9,700 wire withdrawal in the June 2003 statement. The accounts were accounts for each member in the Lee family. Kenneth Lee had the account of F2021111-01. Sheila Lee had the account F2021111-02. Darren Lee had the account of F2021111-03. David Lee had the account of F2021111-04. These documents clearly show that Sheila Lee, David Lee, and Darren Lee were able to afford the properties and items that the Receiver and Plaintiffs are trying to allege are properties of Prestige Ventures Corporation. The investor that had account 030518 lived in Taiwan and wanted a very short term account to be purchased out over the short span of time that Dingxiang ("Mr. Lin") specified. I am submitting into evidence Exhibit C to the Account of Dingxiang. This shows the accounts and how account number 030518 correlates into 030518-01. Account 030518-01 was submitted in Exhibit B of Account of Kenneth Lee. I am, also, submitting into Exhibit C, the emails between Mr. Lin and Kenneth Lee describing the procedure and how the process took place. The Receiver received these documents several weeks ago.

It has only been seven months since this whole lawsuit began. The Commission has had since 2004 to investigate and build a case that has many holes in it. I can only request time from the respected Court, so that I may ensure that my rights and the rights of my entire family are protected fairly. I am submitting into evidence Exhibit D to Accounting of Lee Family's Monies. From the Deposition of Darren Lee pages 56:11-58:17, I am informing the Commission of how much money I thought that my parents had before we moved to South Carolina in 2003. I estimated a figure at around \$900,000. From the sales of homes in the past, income from Delta

and working in the oil business in the 80's, and trading in the early 90's, it is very attainable to achieve anywhere close to that estimated number. I am adding into that Exhibit pages 276:2-287:24 from my father's deposition that is the breakdown of the last 15 years. I hate to waste your Honors valuable time reading through 9 pages of the Commission repeating over and over the numbers that the Commission cannot seem to add up and/or remember, so I am adding, into that Exhibit D, the breakdown sent in a more friendly breakdown that was submitted to the Receiver several weeks ago. These figures are substantial evidence that money was there to purchase the said assets that the Receiver and Plaintiffs are trying to take. This breakdown does not even include the account that is submitted with Exhibit B to the Account of Kenneth Lee, which would add another \$448,544.68 after the Jorrington Home, both of the boats, and the Heathland Way home were purchased. This raises the total of money that the Lee family had to approximately \$1.2 million. The Plaintiffs admit that Sheila Lee, David, Lee and Darren Lee have not done anything to violate any rule. Where is the justice in how the Plaintiffs are manipulating innocent citizens. This evidence in this Motion should be enough for the Relief Defendants to be removed from the suit. The Plaintiffs seem to be taking this personal now and are pursuing this case with blinders on and have yet to prove any of the major evidence wrong. I have been required to show proof "immediately" to counter what they allege and, yet, the Plaintiffs' seem to have ample time to come up with many false allegations. Darren Lee would refer to the time frame that the Commission has been investigating this that began with a subpoena to Simon Yang in 2004. Simon Yang never disclosed that he was being investigated to my father. The Commission has mixed up information on my family and they have purposefully manipulated that information in the Plaintiffs favor. I am submitting into evidence Exhibit E to

Errors of the Commissions Files which shows how the Commission has just copied and pasted from my Admissions to my brother, David's, and mother, Sheila's, Admissions. I have never worked for Enserco, as has no member of my family ever worked for Enserco. Who does the Commission think that my family is? To ask the same admission of my mother, brother, and myself and be so baffling as to how the Commission thinks that my family worked for Enserco. Not one of us knows who or what they are. I looked on the internet to find out that it is a company out of Denver, CO, that invests in energy markets. I have only been to Denver once. I was 7 years old and that was in 1984. What else is completely bogus in their information and, yet, they keep enjoying the benefits of taking advantage of innocent citizens because of their position of power, that seems to be taken for granted. In all of our requested Admissions we are asked to give an accounting of all benefits, etc. from Enserco, with the same exact wording being used in all of our requested Admissions. Mrs. Driscoll has used intimidation as her foundation to this case. I am submitting a portion of my father's deposition in which Mrs. Driscoll informs my father that she is the government, not an agency of the government, and that the Oklahoma Department of Securities is just an agency. It is not fair, or just, to impersonate the government, and it is illegal for a person to portray a government official. It is apparent from the tone in reading it that it was a lashing out at a person that has no legal representation, is 70 years of age, and has had all of his money taken by the person assaulting him with malicious intent. The purpose was to harass my father and for Mrs. Driscoll to take advantage of the situation so that the Commission could use what was illegally obtained. The main errors are in the number of alleged customers, the imaginative number of \$8.7 million, the allegation that my family had ZERO monies or assets before this ludicrous claim of an alleged "Ponzi" scheme that

the CFTC claims and the claims of my father soliciting individuals that do not speak English. It is so easy for the Commission to toss around the word "Ponzi" because it is so vague in and of itself. There are no "Ponzi" schemes that are successful for more than a year. The Commission alleges that Prestige Ventures was an, alleged, successful "Ponzi" scheme that had worked for 7 years. These allegations are far fetched and outrageous.

It was my understanding that the Receiver was to be fair and nonjudgmental in his duties. With time to properly locate the requested and required documents to beneficially represent ourselves, obtain legal representation that I have been diligently trying to obtain, and respond with accurate information provided with evidence, my family would have the information to defend ourselves, and I have every ounce of faith that your Honor will find to change the case dramatically. The Receiver has not accounted for the additional monies that were accounted for, and the Receivers maintain their threatening and harassing course of trying to take everything, out from under, innocent citizens.

There is no concern of any member of the Plaintiffs of whether or not they find truth in the case. With the death of my Father's little sister last March, the lawsuit beginning a few days before Thanksgiving, my Mother's brother passing away in February, in England, and she could not go to him when he was dying of stage four lung, liver, and brain cancer, or to his funeral, because of this lawsuit, and my Uncle by marriage, whose wife was my Father's baby sister that passed away last March, passed away two weeks ago, this has been a horribly stressful and emotional time in our lives. Nobody with the Plaintiffs has shown any concern for our well being or compassion in any form. The Plaintiffs just show blood lust. Every human is competitive in nature, but to be so arrogant and cold-hearted is just not right in my beliefs, but that is how my

parents raised me, to be appreciative of the world and everyone in it, to help those that need help, and to live a life that you are proud of.

With the duty of working for a government agency, one would assume that it is required to maintain ethics to perform a civic duty with integrity and fairness. That is how our founding fathers began this great nation with the Constitution that ensures that, we, the people are protected from unjust manipulation and intimidation by any form of government, or government agencies.

Due to the information and evidence provided above and the evidence and answers provided in the past, I humbly request the respected Court to grant the Motion of Continuance in the best interest of justice. I apologize for any errors that are in my filing, as I have no legal knowledge and I am trying to do my best.

Dated: June 23rd, 2010

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Darren Alexander Lee", with a long horizontal flourish extending to the right.

Darren Alexander Lee
2676 Palmetto Hall Blvd.
Mount Pleasant, SC 29466
Telephone - 843-814-3884

CERTIFICATE OF SERVICE

I hereby certify that, on June 23rd, 2010, I caused one copy of **DARREN A. LEE'S REQUEST FOR MOTION OF CONTINUANCE** to be served by U.S. Mail on the following:

Katherine S. Driscoll
1155 21st Street NW
Washington, DC 20581

Terra Shamas Bonnell
Oklahoma Department of Securities
120 North Robinson Avenue, Suite 860
Oklahoma City, OK 73102