

MANDATE

UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT

SDNY (NYC)  
06-cv-643  
LYMCH

At a stated Term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 8th day of January, two thousand and nine,

Jonathan Lee Riches,

Movant-Appellant,

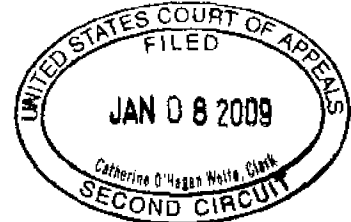
Global Management Worldwide Limited, Arbat Equity Arbitrage Fund Limited, Russian Investors Securities Limited,

Plaintiffs,

v.

Phillip R. Bennett, Gerald M. Sherer, David V. Breitman, David V. Harkins, Scott L. Jaekel, Thomas H. Lee, Ronald O. Kelley, Scott A. Schoen, Nathan Gantcher, Joseph J. Murphy, William M. Sexton, Santo C. Maggio, Dennis A. Klejna, Perry Rotkowitz, Thomas H. Lee Partners, LP, Thomas H. Lee Partners Fund V, Thomas H. Lee Parallel Fund V LP, Thomas H. Lee Equity Fund V, LP, Credit Suisse Group, Credit Suisse First Boston, Goldman Sachs Group, Inc., Banc of America Securities, LLC, Bank of America Corp., Merrill Lynch, Pierce, Fenner & Smith Incorporated, Grant Thornton, J.P. Morgan Chase & Co., J.P. Morgan Securities Inc., Sandler O'Neil & Partners, L.P., HSBC Holdings, PLC, CMG Institutional Trading, LLC, Utendahl Capital Partners, L.P., Refco Securities, Inc., Tone N. Grant, Philip Silverman, Robert C. Trosten, Thomas H. Lee Partners, LP,

Defendants-Appellees.



**ORDER**

Docket Number: 08-5097-cv

The *Civil Appeals Management Plan* of this court directs that within the (10) days after filing a Notice of Appeal, the appellant shall, inter alia, either pay docketing fee or move for leave to proceed *in forma pauperis*, and that in the event of default of this requirement the Clerk may dismiss the appeal without further notice.

The appellant herein not having so proceeded, upon consideration thereof, it is **ORDERED** that the appeal from the order of 8/12/2008 United States District Court for the Southern District of New York be, and it hereby is **DISMISSED**. Any motions pending prior to the entry of this order of dismissal are deemed **MOOT**.

USDC SDNY  
DOCUMENT  
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For the Court:  
Catherine O'Hagan Wolfe, Clerk

By:  
Jamie Kaufman, Deputy Clerk

MANDATE: 1-22-09