

CLERK US DISTRICT COURT  
NORTHERN DIST. OF TX  
FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION

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|----------------------------------|---|
| SECURITIES AND EXCHANGE          | ) |
| COMMISSION,                      | ) |
|                                  | ) |
| Plaintiff,                       | ) |
|                                  | ) |
| v.                               | ) |
|                                  | ) |
| JONATHAN D. NELSON,              | ) |
|                                  | ) |
| Defendant,                       | ) |
|                                  | ) |
| XIT LAND & ENERGY, INC., et al., | ) |
|                                  | ) |
| Relief Defendants.               | ) |

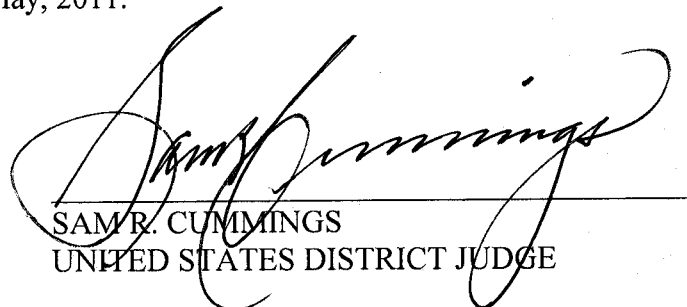
Civil Action No. 5:05-CV-266-C  
ECF

**ORDER**

Came on for consideration Plaintiff Securities and Exchange Commission's Motion to Dismiss Remaining Claims Against Jonathan D. Nelson, filed May 31, 2011. After considering the motion, the Court finds it has merit and **GRANTS** the same.

Plaintiff's claims for disgorgement, prejudgment interest, and civil penalties against Jonathan D. Nelson are hereby **DISMISSED** with prejudice.

SO ORDERED this 31st day of May, 2011.



SAM R. CUMMINGS  
UNITED STATES DISTRICT JUDGE