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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

**COMMODITY FUTURES TRADING)
COMMISSION,)**

Plaintiff,)

vs.)

**EQUITY FINANCIAL GROUP, LLC,)
TECH TRADERS, INC., TECH)
TRADERS, LTD., MAGNUM)
INVESTMENTS, LTD., MAGNUM)
CAPITAL INVESTMENTS, LTD.,)
VINCENT J. FIRTH, ROBERT W.)
SHIMER, COYT E. MURRAY, and J.)
VERNON ABERNETHY)**

Defendants.)

Civil Action No.: 04CV 1512

Honorable Robert B. Kugler

Hearing Date: February 18, 2005

ORDER

This matter came to be heard upon the motion of Stephen T. Bobo (the “Receiver”), the Equity Receiver for Equity Financial Group, LLC, Tech Traders, Inc., Tech Traders, Ltd., Magnum Investments, Ltd., Magnum Capital Investments, Ltd., Robert W. Shimer and Vincent J. Firth, for authority to make an interim distribution on account of investor claims. Notice of the motion was served on all known investors of the Defendants, as well as on the parties to the case. The Court having considered the motion and papers filed in support of it and the objections received to the motion, it is hereby ORDERED:

1. The relief requested in the Receiver's motion is reasonable and well-supported and, therefore, it is granted and all objections to the motion are overruled.

2. The Receiver is authorized to make an initial distribution of 38 percent of allowed investor claims from receivership funds. This will result in the distribution of approximately \$10.4 million of receivership funds on account of investor claims.

3. The Receiver shall determine the interim distribution amount for each claim in the following manner:

a. Only actual amounts invested with the Defendants shall be included in allowed claims. Claims based on profits, interest, or other accruals reported by the Defendants shall not be allowed;

b. Multiple accounts in which an investor has a beneficial interest shall be consolidated to the extent of such beneficial interest for purposes of distributions;

c. Each investor holding an allowed claim shall receive a 38 percent pro rata distribution from the funds of Defendant Tech Traders, less any distributions previously received;

d. The interim distribution amount for each claim shall be calculated first by multiplying the total amount invested by 38 percent. This results in each investor's gross pro rata distribution amount (the "Gross Distribution Amount");

e. From each investor's Gross Distribution Amount, the total of all withdrawal amounts already received by that investor on account of its investments with the Defendants is then subtracted. This difference, the "Net Distribution Amount," is the amount that Receiver is authorized to distribute on account of allowed claims; and

f. The Receiver will reserve the Net Distribution Amounts for claims that have not yet been determined to be allowable. Should this Court determine that some or all of an investor's claim amount should be disallowed, then the Receiver shall distribute the Net Distribution Amount corresponding to the portion of the claim which was allowed and shall transfer the Net Distribution Amount corresponding to the disallowed portion of that claim from reserved funds back to general receivership funds.

4. Where claims are submitted on behalf of groups of investors or entities through which multiple persons have invested with the Defendants, the Receiver shall approve how such investment groups or entities allocate among their members the distributions that they receive from the receivership estate. An authorized representative of each such group of investors or entity shall submit to the Receiver a proposed means of allocating distribution funds among those having a beneficial interest in the funds. Upon review and approval of the proposed allocation, the Receiver will release the Net Distribution Amount for that investment group. Within 45 days after the distribution is received by the respective investment group, the authorized representative of that investment group shall submit to the Receiver a declaration under oath attesting to the manner in which the investment group actually allocated the distribution funds among its members, along with copies of the checks or other documents showing the disbursements made to the members.

5. The Receiver is authorized and directed to return the following amounts invested with Shasta after the entry of the April 1, 2004 restraining order which froze the Defendants' accounts: Michael Duff -- \$200,000; Jolin Investments -- \$100,000; and Broadtree Reinsurance Company, Ltd. -- \$150,000. The Receiver shall continue to hold the \$47,000

invested by Dr. Marsha Green on April 2, 2004 until this Court can determine the Receiver's objections to and set off rights against her claim.

ENTER:

Dated: _____

United States District Court Judge