

Matthew H. Adler (MA-4720)
Jeffrey A. Carr (JC-1103)
Pepper Hamilton LLP
300 Alexander Park
Princeton, NJ 08543-5276
(609) 452-0808

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

**COMMODITY FUTURES TRADING)
COMMISSION,)**

Plaintiff,)

vs.)

Civil Action No.: 04CV 1512

**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)**

Honorable Robert B. Kugler

Defendants.)

**ORDER GRANTING EQUITY RECEIVER'S AMENDED MOTION
FOR AUTHORITY TO MAKE INTERIM DISTRIBUTION TO
CERTAIN TIER 3 UNIVERSE INVESTORS**

This motion having been brought before the Court by Stephen T. Bobo, the Equity Receiver ("Receiver"), and the Court having considered the motion and papers filed in support of it, including Affidavit Of Stephen T. Bobo In Support Of Amendment To Motion Of Equity Receiver For Authority To Make Interim Distribution To Certain Tier 3 Universe Investors and revised Exhibit B, and for good cause shown:

On this 17 day of April, 2006

IT IS ORDERED THAT:

1. The Receiver is authorized and directed to make a pro rata interim distribution to Tier 3 Universe Capital Appreciation, LLC ("Universe") investors with claims on the Revised Agreed Interim Distribution Schedule, attached hereto as Exhibit 1;
2. The Receiver is authorized and directed to reserve funds for Universe investors with claims on the Disputed Claims Interim Distribution Schedule, attached hereto as Exhibit 2;
3. The Receiver is authorized and directed to reserve \$28,814.50 of the total distribution amount of \$691,582.50 to help defray the receivership costs directly related to Universe.
4. To help defray the receivership costs directly related to Universe, the Receiver is authorized and directed to reserve an additional \$5,764.50 from the first funds available to Universe as part of a subsequent distribution on account of its Tier 2 claim against Shasta.

DATED: April 17, 2006

BY THE COURT


DISTRICT COURT JUDGE

Exhibit 1

**UNIVERSE CAPITAL APPRECIATION
REVISED AGREED INTERIM DISTRIBUTION SCHEDULE**

Name of Claimant	Funds Invested	28.5% of Total Funds Invested	Previous Withdrawals	Net Distribution Amount to Universe Tier 3 Investor (28.5% of Total Funds Invested Less Total Previous Withdrawals)
ALBRINK, J. & V.	\$160,000	\$45,800	\$0	\$45,800.00
ANDERSON, H.	\$22,000	\$6,270	\$0	\$6,270.00
ANDERSON, J.	\$30,000	\$8,550	\$0	\$8,550.00
BAETZ, J. & W.	\$5,000	\$1,425	\$0	\$1,425.00
CONDON, R.	\$160,000	\$45,600	\$12,500	\$33,100.00
COOK, R.	\$75,000	\$21,375	\$0	\$21,375.00
DONOHUE, J	\$95,000	\$27,075	\$0	\$27,075.00
FISHER, C	\$87,000	\$24,795	\$0	\$24,795.00
FISHER TRUST	\$25,000	\$7,125	\$0	\$7,125.00
FISHER, S	\$70,000	\$19,950	\$0	\$19,950.00
FREEMAN, G.	\$100,000	\$28,500	\$0	\$28,500.00
FURST, J. & S.	\$57,750	\$16,459	\$25,000	\$0.00
GEIB, D. & L.	\$31,990	\$9,117	\$0	\$9,117.15
HUTCHINGS, D. & B.	\$230,000	\$65,550	\$68,000	\$0.00
MASTER MARKETERS (STOLFUZ, D. & E.)	\$35,000	\$9,975	\$5,000	\$4,975.00
MILLER, O. & J.	\$20,000	\$5,700	\$0	\$5,700.00
MOOKERJEE, P.	\$220,000	\$62,700	\$0	\$62,700.00
NELSON, L.	\$50,000	\$14,250	\$0	\$14,250.00
PINARD, A. & B.	\$70,104	\$19,980	\$0	\$19,979.59
PTAK, A. & C.	\$352,800	\$100,548	\$0	\$100,548.00
RICHARDSON, R. & T.	\$90,000	\$25,650	\$25,000	\$650.00
ROONEY, A. & P.	\$95,000	\$27,075	\$0	\$27,075.00
ROONEY, P. GREG & L.	\$87,500	\$24,938	\$30,000	\$0.00
SEDLACEK, B. & M.	\$50,000	\$14,250	\$0	\$14,250.00
SHEETS, C.	\$10,000	\$2,850	\$0	\$2,850.00
SHEETS, R.	\$10,000	\$2,850	\$0	\$2,850.00
SHEETS, T.	\$3,000	\$855	\$0	\$855.00
SIMPSON, T.	\$50,000	\$14,250	\$0	\$14,250.00
THOMPSON, REECE	\$50,000	\$14,250	\$0	\$14,250.00
WATT, M.	\$47,000	\$13,395	\$0	\$13,395.00
YAMANÉ	\$100,000	\$28,500	\$0	\$28,500.00
ZULIANI	\$10,000	\$2,850	\$0	\$2,850.00
TOTALS:	\$2,499,144	\$712,256	\$165,500	\$562,810

Exhibit 2

**UNIVERSE CAPITAL APPRECIATION
DISPUTED CLAIMS INTERIM RESERVE SCHEDULE**

Name of Claimant	Funds Invested	28.5% of Total Funds Invested	Previous Withdrawals	Receiver's Proposed Reserve (28.5% of Total Funds Invested Less Total Previous Withdrawals)	Reason for Objection	Tech Traders Funds Received from Kaivalya	Receiver's Proposed Treatment	Receiver's Proposed Distribution (28.5% of Total Funds Invested Less Tech Traders Funds Received from Kaivalya)
BAETZ, D. & P.	\$10,000	\$2,850	\$0	\$2,850.00	Failure to provide supporting documents	\$0	Disallow until documents provided	Disallow until documents provided
COOPER, R. & B.	\$50,000	\$14,250	\$24,000	\$0.00	Received Tech Traders funds through Kaivalya	\$95,000	Subtract Tech Traders funds received through Kaivalya	\$0
GRAVES, A.	\$100,000	\$28,500	\$0	\$28,500.00	Received Tech Traders funds through Kaivalya	\$25,000	Subtract Tech Traders funds received through Kaivalya	\$8,500
GUBLER, C.	\$175,000	\$49,875	\$175,000	\$0.00	Received Tech Traders funds through Kaivalya	\$15,000	Subtract Tech Traders funds received through Kaivalya	\$0
MACLIN, C.	\$25,000	\$7,125	\$0	\$7,125.00	Failure to provide supporting documents	\$0	Disallow until documents provided	Disallow until documents provided
NIXON	\$8,000	\$2,280	\$6,000	\$0.00	Failure to provide supporting documents	\$0	Disallow until documents provided	Disallow until documents provided
RABIN, M.	\$2,000	\$570	\$0	\$570.00	Failure to provide supporting documents	\$0	Disallow until documents provided	Disallow until documents provided
SCHMALZ, H.	\$140,000	\$39,900	\$0	\$39,900.00	Received Tech Traders funds through Kaivalya	\$20,000	Subtract Tech Traders funds received through Kaivalya	\$19,900
SHERMAN FAMILY TRUST C/O SHERMAN, M.	\$50,000	\$14,250	\$4,000	\$10,250.00	Failure to provide supporting documents	\$0	Disallow until documents provided	Disallow until documents provided
SHIMER, G TRUST	\$35,000	\$9,975	\$54,834	\$0.00	Received Tech Traders funds through Kaivalya	\$22,000	Subtract Tech Traders funds received through Kaivalya	\$0
TRINIDAD/VICO/PI NINACLE	\$199,200	\$56,772	\$108,100	\$0.00	Entities related to Universe and to each other that received funds through Kaivalya	\$50,000	Aggregate claims and subtract Tech Traders funds received through Kaivalya	\$0
WEDEL, H. & D.	\$65,800	\$18,753	\$8,000	\$10,753.00	Received Tech Traders funds through Kaivalya	\$30,000	Subtract Tech Traders funds received through Kaivalya	\$0
TOTALS:	\$860,000	\$245,100	\$379,934	\$99,948		\$197,000		\$23,400