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Equity Receiver*

**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 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, and for good cause shown:

On this ____ day of _____ 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 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 5 percent (5%) of the total distribution amount of \$691,582.50, or \$34,579, to help defray the receivership costs directly related to Universe, and hold the remaining \$8,495.50 as a general reserve in the event that Universe-related receivership costs are significantly greater than expected or if any Universe creditors are discovered.

DATED: _____, 2006

BY THE COURT:

Exhibit 1

**UNIVERSE CAPITAL APPRECIATION
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	\$45,600	\$0	\$45,600.00
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	\$100,000	\$28,500	\$50,000	\$0.00
WATT, M.	\$47,000	\$13,395	\$0	\$13,395.00
YAMANE	\$100,000	\$28,500	\$0	\$28,500.00
ZULIANI	\$10,000	\$2,850	\$0	\$2,850.00
TOTALS:	\$2,549,144	\$726,506	\$215,500	\$548,560

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	\$35,000	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	\$3,500
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/PINNACLE	\$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