

**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

**STIPULATION OF FACTS CONCERNING OBJECTION OF DONALD DiENNO
TO MOTION FOR AUTHORITY TO MAKE INTERIM DISTRIBUTION**

Donald A. DiIenno (“DiIenno”) and Stephen T. Bobo (the “Receiver”), the Equity Receiver in this case, hereby stipulate to the following facts for the limited purpose of resolving DiIenno’s objection to the Receiver’s pending motion for authority to make an interim distribution.

1. DiIenno invested a total of \$790,000 with Bally Lines, Ltd. (“Bally Lines”) for the purpose of having Bally Lines invest those funds in its account with Tech Traders, Ltd.

2. DiIenno sent \$100,000 to Bally Lines in October 2001 and \$290,000 to Bally Lines in May 2002. He also wired \$400,000 directly to Tech Traders in January 2003 to be added to Bally Lines’ account with Tech Traders.

3. The following chart summarizes the transfers of funds between Tech Traders and Bally Lines, Ltd.:

Date	Receipts	Disbursements
6/10/02	\$ 280,000.00	
4/15/03	60,000.00	
5/15/03		\$ 50,000.00
6/25/03	40,000.00	
7/24/03	15,000.00	
7/31/03		15,000.00 (return of 7/24/03 check)
8/06/03	48,000.00	
8/11/03	400,000.00	
11/05/03		75,000.00
12/08/03	180,000.00	
2/09/04		75,000.00
3/17/04		75,000.00
SUBTOTAL	\$1,023,000.00	\$290,000.00

4. DiIenno never received a withdrawal or other return of any of his funds either from Tech Traders or Bally Lines.

AGREED AND STIPULATED:



Donald A. DiIenno



Stephen T. Bobo, Equity Receiver

CERTIFICATE OF SERVICE

I, Raven Moore, on oath hereby certify that I caused copies of the **STIPULATION OF FACTS CONCERNING OBJECTION OF DONALD DiENNO TO MOTION FOR AUTHORITY TO MAKE INTERIM DISTRIBUTION** to be served upon:

Elizabeth M. Streit, Lead Trial Attorney
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via U.S. Mail on this 31st day of March, 2005.



Raven Moore
Counsel for the Equity Receiver