

Elizabeth M. Streit, Lead Trial Attorney
Scott R. Williamson, Deputy Regional Counsel
Rosemary Hollinger, Regional Counsel
Commodity Futures Trading Commission
525 West Monroe Street, Suite 1100
Chicago, Illinois 60661
312-596-0537
ES-2235
SW-9752
RH-6870

Paul Blaine
Assistant United States Attorney
for the District of New Jersey
Camden Federal Building & U.S. Courthouse
401 Market Street, 4th Floor
Camden, New Jersey 08101
856-757-5412
PB-5422

**In The United States District Court
For The District Of New Jersey
Camden Vicinage**

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.

Hon. Robert B. Kugler
District Court Judge

Hon. Ann Marie Donio
Magistrate

**Civil Action No: 04-1512
(RBK)**

**REPLY OF THE COMMODITY FUTURES TRADING COMMISSION TO RESPONSE
OF JANELLE WAGNER FAMILY TRUST TO THE ORDER TO SHOW CAUSE
DATED OCTOBER 6, 2005**

The Commodity Futures Trading Commission (“CFTC or “Commission”) submits this reply to the Response of the Janelle Wagner Family Trust (Trust”) to this Court’s Order to Show Cause dated October 6, 2005. Despite its representations that it has submitted information that resolves all the issues raised in the Commission’s Objection¹, a simple reading of the Objection the Commission filed on May 20, 2005 and the exhibits attached to the Trust’s Response shows that the Trust has failed to respond to the Commission’s Objections. The history of the Commission’s dealings with the Trust and the investment advisor through which the Trust originally submitted its claim, Brian Synder of Synder Financial Services, shows a continued failure to meet deadlines imposed by the Court and a continued failure to respond to the Commission’s and the Receiver’s legitimate requests for information.

First, the Trust waited until March 22, 2005 to file a claim with the Receiver, despite the Court’s Order that required investors to “complete and return the claim form to the Receiver within thirty days from the date of mailing out the claim forms”. The claims forms were mailed on August 27, 2004 and due back on September 26, 2004. Thus, the claim was six months late. It was not notarized as required and did not enclose copies of all checks, wire transfer advices or other records that would properly evidence the funds deposited to or withdrawn from Tech Traders. Instead, it attached merely a Tech Traders Quarterly Report as evidence of its claim, a wholly unreliable document. The Trust persists to this day on relying on this inadequately documented claim form, which it has attached to its Response as Exhibit A. The claim asserted

¹ See Objection of the Commodity Futures Trading Commission to the Claims of Certain Claimants. [Docket 210].

that the Trust had invested \$239,000 with Tech Traders and withdrawn \$50,000. The Receiver objected to this claim on March 31 because his analysis of the banking records indicated that the Trust had actually withdrawn \$75,000 from Tech Traders and because neither Janelle Wagner nor Brian Synder revealed the beneficial interests in the claimant. *See Receiver's Objection at 3.*²

On May 20, the Commission filed its Objection to several claims, including the Trust's claim. In its Objection, the Commission agreed with the Receiver's objections. The Commission also objected to any distribution to the Trust or Brian Synder on behalf of the Trust because neither of them has responded to the Commission's repeated requests for information. The Objection laid out how the Commission had sent letters to Synder Financial Services on November 16, 2004, January 5, 2005 and March 31, 2005 requesting general information about Synder's business activities and registration status with respect to soliciting funds for trading in futures and/or securities. *See Letters marked as Group Exhibit K to the CFTC's Objection.* It stated that the Commission had received no response.

In the Objection, the Commission has also identified a check for \$20,000 written to Karum Corporation by Janelle Wagner on September 20, 2001. *See Exhibit L to the CFTC's Objection.* Karum Corporation was an investor in Tech Traders that withdrew more than it invested, under unusual circumstances, and its principal is currently serving a criminal sentence for financial fraud. *See Exhibit E to the CFTC's Objection at ¶ 12*³. The Commission explained

² *See Equity Receiver's Objections to Certain Investor Claims.* [Docket 153].

³ Matthew McGaffick is the president of Karum Corporation. McGaffick and Karum entered into an agreement with Tech Traders in May 2001 and subsequently invested approximately \$434,988 in Tech Traders. (*See Exhibit E to the CFTC's Objection at ¶ 10, Attachment 7*). In December 2001, McGaffick and Coyt Murray entered into a Business Agreement under which Tech Traders agreed to make its Synergy Index Trading System available to McGaffick for a period of five years. (*See Exhibit E at ¶ 10, Attachment 8*). McGaffick demanded return of

in its Objection that because Janelle Wagner was an investor in Karum Corporation as well as Tech Traders, and because Karum Corporation withdrew more funds from Tech Traders than it deposited, it is possible that the Janelle Wagner Family Trust has obtained money back from Tech Traders through Karum Corporation, as well as directly from Tech Traders. If that is the case, any such indirect distributions to the Trust should be counted against any further distribution made to it.

The Objection also explained that the Commission also wrote directly to Janelle Wagner on April 18, 2005 requesting general information about the Trust and investments in Snyder and Karum. *See* April 18, 2005 Letter attached as Exhibit M to the CFTC's Objection. When the Commission received no response to this letter, it called Ms. Wagner, who acknowledged receiving the letter and said the matter had been referred to her attorney Lance Wonderlin. Later that day, Wonderlin called the Division and said he had mailed a response. *See* Declaration of Hugh Rooney, attached as Exhibit N to the CFTC's Objection. However, the response failed to address most of the information the Division seeks, including the nature of Janelle Wagner's relationship to Karum Corporation. The Commission therefore wrote Wonderlin and stated that it would object to any distribution to his clients until it received the information it requested. *See* May 16, 2005 Letter, attached as Exhibit O to the CFTC's Objection. The Commission received no response.

\$575,000 from Tech Traders in February 2002. (*See* Exhibit E at ¶ 10, Attachment 9). Tech Traders returned over \$569,000 to Karum Corporation through an offshore account. (*See* Exhibit E at ¶ 10). Karum therefore received at least \$130,000 more than it invested in Tech Traders. *See* Exhibit E at ¶ 12. In 2002, the Superintendent of Securities, on behalf of the Iowa Division of Insurance, issued a cease and desist order against McGaffick and Karum for soliciting for the "Synergy Index Trading Program" (*See* Exhibit E at ¶ 11, Attachment 10). McGaffick is currently incarcerated in the Federal Bureau of Prisons Duluth Minnesota facility. *See* Exhibit E at ¶ 11, Attachment 11.

On May 20, 2005, the Commission filed its Objection which laid out the issues discussed above. These Objections were served by Federal Express on both Lance Wonderlin, the attorney for Brian Synder and Synder Financial Services, and directly on the Trust. The cover letter stated that any responses to the Objection were due by June 10, 2005. *See* Exhibit A hereto. The Trust never filed a response. It also never filed a response to the Receiver's Objections, which were due on May 13, 2005.

On June 20, after the deadline for responding to the Commission's Objections had passed, Lance Wonderlin responded to the Commission's requests for information with the letter attached as Exhibit B hereto. Although his letter claimed that Ms. Wagner's investment had nothing to do with Tech Traders, this response belied the records the Commission has gathered on the Karum Corporation. *See* Declaration of Joy McCormack attached as Exhibit C hereto. Mr. Wonderlin also stated in his letter that Ms. Wagner would be retaining independent counsel. This new counsel, Ms. Michael and Mr. Saunders from Adinamis, Michael & Saunders, wrote the Commission on June 24, to state that Mr. Wonderlin no longer represented Ms. Wagner and that they were gathering the information to respond to the Commission's requests. *See* Exhibit D hereto. No response was received. On June 29, the Commission wrote Ms. Wagner directly and enclosed the Commission's April 18, 2005 response. *See* Exhibit E hereto. Still, no response was received. On October 13, 2005, after receiving the Order to Show Cause, Mr. Saunders called the Commission and asked why the Commission had objected to his client's claim. He claimed to have provided documents to the Commission in July. No documents were received. Mr. Saunders was told what information was required. He claimed he would send the information by facsimile. He never did. *See* Declaration of Hugh Rooney, attached as Exhibit F

hereto. On October 19, 2005, after failing to abide by three Court imposed deadlines, the Trust filed a totally unresponsive Response to the Order to Show Cause.

The Commission has attempted to obtain information from the Trust since the filing of its Response. The only information it has received is a letter from Mr. Wonderlin, who represents Mr. Snyder, not the Trust. See Exhibit G hereto.⁴ The letter states that Ms. Wagner did not receive any payments from Karum and agrees that the additional \$25,000 withdrawal by Snyder Financial Services in February 2004 that was not on the Trust's claim form should be credited against the Trust's investment. However, Mr. Wonderlin does not represent Ms. Wagner and cannot make any agreement on her behalf.⁵ Moreover, it appears from the Commission's limited review of Karum bank records that Brian Snyder withdrew \$22,000 from Karum. See Exhibit C at ¶ 5a. The Commission has not yet obtained any representation from the Trust that it did not receive any of these withdrawn funds. Yesterday, however, the Commission received a phone call from Mr. Saunders about the CFTC's Objections. The Commission indicated that it would withdraw its Objections to a distribution to the Trust if it received a sworn affidavit from Janelle Wagner and any other beneficiary of the Trust that neither Ms. Wagner nor any other beneficiary of the Trust received any distributions from Karum Corporation.⁶ Until the Commission receives this, it will continue to object to any distribution of frozen funds to the Trust.⁷

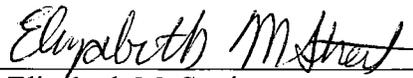
⁴ Mr. Wonderlin's office attempted to send the letter via facsimile but a readable copy never came through. The Commission asked his office to send it by pdf attachment to email- his office sent the attached unsigned letter that was not on letterhead.

⁵ However, the Receiver's Reply, filed yesterday, indicates an acknowledgement by counsel for the Trust of \$75,000 in withdrawals. Reply of Equity Receiver to Responses of James Roberts, Dave Williams and Janelle A. Wagner Family Trust to Order to Show Cause Dated October 6, 2005 at 5 ("Reply"). [See Docket 276-1].

⁶ The Commission also indicated that the Trust must acknowledge \$75,000 in withdrawals. Although it indicated that could be addressed in the affidavit, the Receiver has requested in his Reply that the Trust submit an amended claim form that recognizes a total withdrawal amount of

Date: October 28, 2005

Respectfully submitted,



Elizabeth M. Streit
Lead Trial Attorney
A.R.D.C. No. 06188119

Scott R. Williamson
Deputy Regional Counsel
A.R.D.C. No. 06191293

Commodity Futures Trading Commission
525 West Monroe Street, Suite 1100
Chicago, Illinois 60661
(312) 596-0537 (Streit)
(312) 596-0520 (Hollinger)
(312) 596-0560 (Williamson)
(312) 596-0700 (office number)
(312) 596-0714 (facsimile)

\$75,000. The Commission has no objection to this method of acknowledgment of the withdrawal.

⁷ The Receiver's Reply makes clear that he has additional objections that must be satisfied before a distribution can be made to the Trust.

EXHIBIT A



U.S. COMMODITY FUTURES TRADING COMMISSION

525 West Monroe Street
Suite 1100
Chicago, Illinois 60661
Telephone: (312) 596-0700
Facsimile: (312) 596-0714

Division of
Enforcement

May 20, 2005

BY FEDERAL EXPRESS

TO: Montfort S. Ray, Esquire
attorney for J. Samuel Grimes, Jr.
10 Warren Drive
Savannah, Georgia 31407

Alison Shimer
1225 W. Leesport Road
Leesport, Pennsylvania 19533

Dr. Edward J. Evors
Vice President Bally Lines, Ltd.
720 Orient St.
Tampa, Florida 33603

Andrew J. Ekonomou, Esquire
Ekonomou, Atkinson & Lambros,
LLC
attorney for Greg Amerman and
DreamVenture Group
450 Hurt Building
50 Hurt Plaza, S.E.
Atlanta, Georgia 30303

Lance W. Wonderlin, Esquire
attorney for Brian Snyder and
Snyder Financial Services
8710 North Meridian Street.
Indianapolis, Indiana 46260

Janelle A. Wagner Family Trust
11441 Longwater Chase Court
Fort Myers, Florida 33908

W. David Perkins
90 South 1250 West
St. George, Utah 84770

Re: **CFTC v. Equity Financial Group, et al., Case No. 04-CV-1512-RBK- AMD (D.N.J.)**

Enclosed is the Objection of the Commodity Futures Trading Commission to the Claims of Certain Claimants, in which the Commodity Futures Trading Commission has set forth the reasons why it objects to your claim. Magistrate Donio has ordered that any responses you choose to file to this Objection must be filed with the Court and served on the CFTC and the Receiver by **June 10, 2005**. Your response should be filed with the Clerk of the Court for the District of New Jersey, where this case is pending. The Clerk can be found at the following address and phone number:

Clerk of the Court
Mitchell H. Cohen Federal Building
1 John F. Gerry Plaza
Camden, NJ 08101
856-757-5021

EXHIBIT A

The web site for the Court is <http://www.njd.uscourts.gov>. This case is pending in the Camden Division.

Respectfully,

A handwritten signature in cursive script that reads "Elizabeth M. Streit".

Elizabeth M. Streit
Lead Trial Attorney

cc: Stephen T. Bobo
Equity Receiver

EXHIBIT B

Lance W. Wonderlin, Attorney, P.C.

8710 North Meridian Street, Indianapolis, Indiana 46260 ♦ Phone: (317) 587-0291 ♦ Fax: (317) 587-0290

June 20, 2005

Hugh J. Rooney
U.S. Commodity Futures Trading Commission
525 West Monroe Street, Ste. 1100
Chicago, IL 60661

Elizabeth Streit
U.S. Commodity Futures Trading Commission
525 West Monroe Street, Ste. 1100
Chicago, IL 60661

RE: Brian Snyder

Dear Mr. Rooney and Ms. Streit:

I am sending this letter in response to your request for further information from my client, Brian Snyder and his former business Snyder Financial Services, Inc. In your Information Request form, you asked a number of questions about Mr. Snyder's business and qualifications. In response to those questions, we provide the following information:

1. During the period of time that Snyder Financial Services, LLC and its client, the Jan Wagner Family Trust, invested funds in Tech Traders, Inc., Mr. Snyder operated as the sole officer and director of Snyder Financial Services, LLC which was located at 6280 N. Shadeland Avenue, Indianapolis, Indiana. That business was incorporated in Indiana, and it was dissolved in early 2004. There were no outside investors, members or owners of that business during its existence.
2. In early 2004 Mr. Snyder filed personal bankruptcy in the US District Court for the southern district of Indiana. The filing was caused primarily by failed investments he had assisted clients in making with the Hawkeye Trust and other investment opportunities promoted by Mr. Matthew McGaffick. Mr. McGaffick was involved in a number of different entities, including Karum Funds Corporation. Mr. McGaffick also happens to have been the person who introduced Mr. Snyder to Mr. Coyt Murray of Tech Traders.
3. Mr. Snyder first met Mr. Murray in approximately 2000. Subsequently Mr. Snyder had a number different conversations with Mr. Murray, and in fact visited the office of Tech Traders, Inc. and was introduced to seven or eight traders employed by that entity. Mr. Snyder's client, Ms. Jan Wagner, had been looking for an alternative investment with a potential for higher rewards. Mr. Snyder shared with Ms. Wagner the information he had obtained from Mr. Murray about the operations of Tech

EXHIBIT B

Traders. While he was not provided with a disclosure document, prospectus or operating agreement from Tech Traders, and therefore did not provide any such document to Ms. Wagner, she was advised of the inherent risks of the investment and voluntarily chose to invest some of the funds of the Jan Wagner Family Trust with Tech Traders. As previously disclosed in the claim form submitted, Snyder Financial Services facilitated the investment of funds by the Jan Wagner Family Trust to Tech Traders, Inc. Neither Mr. Snyder nor Snyder Financial Services received any commission or other consideration from Tech Traders, Inc. in connection with these investments.

4. The business records of Snyder Financial Services are still maintained at the 6280 N. Shadeland Avenue, Indianapolis, Indiana address, which Mr. Snyder still maintains.
5. Mr. Snyder first became aware of the existence of the lawsuit when he received correspondence from Mr. Murray on May 10, 2004. He communicated with Ms. Wagner on May 25, 2004 by letter. A copy of each of the correspondence is attached. Also attached is the Certificate of Organization of Snyder Financial Services, LLC, the Article of Organization of Snyder Financial Services, LLC, a letter from The O.N. Equity Sales Company confirming Mr. Snyder's registration with the NASD and the states of Indiana, North Carolina, and Florida, and a Form U4 Uniform Application for Securities Industry Registration or Transfer.

In the objection that was filed by your office to the claim submitted on behalf of Ms. Wagner, you made reference to Mr. McGaffick and the Karum Corporation. As referenced above, clients of Snyder Financial Services had funds invested in the Hawkeye Trust, of which Mr. McGaffick was involved, and other ventures recommended by Mr. McGaffick. Nearly all of those ventures defaulted, and a variety of litigation has taken place across the country. Mr. Snyder has funded and participated in civil litigation, and has cooperated with authorities in each and every circumstance, including the federal authorities who prosecuted Mr. McGaffick in Iowa. Ms. Wagner had invested certain moneys into ventures proposed by Mr. McGaffick, including the investment you noted in your Objection which was made directly to Karum Corporation. These investments have nothing to do, however, with her investment in Tech Traders, Inc.

On Mr. Snyder's behalf I would request that you reconsider your objection to Ms. Wagner's claim. She is an innocent party, who has clearly suffered tremendous financial loss as a result of the activities of Tech Traders, Inc. If you need further information in order to evaluate Ms. Wagner's claim, please feel free to contact me. I anticipate, however, that you will receive further information directly from Ms. Wagner or her independent counsel.

Yours truly,



Lance W. Wonderlin

LWW/mrm
Enclosures

CFTC-354-01-0003

EXHIBIT C

**Declaration under penalty of perjury of
Joy McCormack pursuant to 28 U.S.C. § 1746**

I, Joy McCormack, hereby declare as follows:

1. I am a Futures Trading Investigator with the Division of Enforcement of the United States Commodity Futures Trading Commission (“CFTC”), an independent regulatory agency of the United States Government. I have been employed with the Commission’s Division of Enforcement since 1999.

2. As part of the investigation conducted by the Division of Enforcement into the case of CFTC v. Equity Financial Group, et al., I have been assigned the task of analyzing the facts surrounding claims of certain investors. During the course of that analysis I have conducted research, obtained documents, discussed prior investigations with state agencies, reviewed bank records, reviewed claim forms and related documents as submitted by Janelle Wagner on behalf of the Janelle Wagner Family Trust (“Wagner”) and by Brian Snyder of Snyder Financial Services (“Snyder”).

Karum Corporation

3. I have developed information that Janelle Wagner was an investor in an Iowa business entity, “Karum Corporation” (“Karum”). I have also developed information that Snyder had a business relationship to Karum.

4. Based upon my review of the bank records of Tech Traders, Karum’s withdrawals from Tech Traders exceeded its deposits by over \$134,000.

- a. Karum invested approximately \$434,988 directly with Tech Traders.
- b. Tech Traders returned over \$569,000 to Karum.

5. Based upon my review of a limited set of bank records for Karum, it appears that transactions existed between Karum and both Wagner and Snyder as follows:

a. Between December 2000 and December 2001, Snyder deposited \$47,000 in Karum. On October 3, 2001 Snyder withdrew \$15,000 and on January 7, 2002, Snyder withdrew an additional \$7,000. In sum (from the limited records available), Snyder deposited \$25,000 more than it withdrew from Karum. (See Group Attachment 1).

b. On September 28, 2001, Wagner deposited \$20,000 into Karum. (See Attachment 2) It does not appear that Wagner ever received any direct withdrawals from Karum.

6. Because we do not have a full set of bank records for Karum, it is not clear whether or not any of the Snyder or Wagner funds were subsequently sent from Karum to Tech Traders; nor is it clear whether any of withdrawals by Karum from Tech Traders ever benefited Snyder or Wagner.

Tech Traders

7. According to the bank records of Tech Traders, Wagner directly invested a total of \$239,000 as follows:

- a. In April 2002, Snyder deposited \$45,000;
- b. In August 2002, Wagner deposited \$89,000;
- c. In July 2003, Wagner deposited \$80,000; and
- d. In August 2003, Wagner deposited \$20,000.

(See Group Attachment 3)

8. In addition, withdrawals were made directly from Tech Traders as follows:

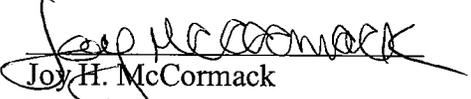
- a. In October 2002, Snyder withdrew \$25,000;
- b. In August 2003, Snyder withdrew \$25,000; and

c. In February 2004, Snyder withdrew \$25,000.

(See Group Attachment 4)

9. Based upon the Wagner claim form it is apparent that Snyder directly received funds from Wagner prior to forwarding them to Tech Traders. As a result, it is not clear whether any of the direct withdrawals by Snyder from Tech Traders were made for the benefit of Wagner.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 27th day of October 2005.


Joy H. McCormack
Investigator

ATTACHMENT 1

02 #### FT PROD #### FT INCOMING ####NORMAL MSG/ACCTG ENTRY####
(3100) Sender: [REDACTED] 1039 KEY GR LAKES CLEVE (2000) Amount: \$7,000.00
(3400) Receiver: 073913755 HILLS BK TR (3600) Bus Function Code: CTR
(1510) Type Code: 1000
(5000) Originator: D001003002256888
BRIAN K SNYDER
[REDACTED]
[REDACTED]
(4200) Beneficiary: [REDACTED] 4280
MATT MCGAFFICK
(1520) IMAD: 20011207D1QC101D001198

12/07

8

OUTGOING WIRE TRANSFER ORDER

(TO BE COMPLETED BY BANK EMPLOYEE)

DATE: 10/03/2001	TIME: 11:13	NAME: EMBEAVER	OFFICE: Coralville
RECEIVER ABA #: [REDACTED] 039	BANK NAME: KEY BANK		
CITY & STATE: INDIANAPOLIS IN 46240	FINAL CREDIT BANK:		
RECEIVER: BRIAN K SNYDER	RECEIVER'S ACCOUNT # [REDACTED] 6888		
RECEIVER'S ADDRESS:	RECEIVER'S CITY/STATE: INDIANAPOLIS IN		
SPECIAL INSTRUCTIONS:			
AMOUNT: \$15,000.00	ORIGINATOR (account name): MATTHEW MCGAFFICK		
	HOW WAS CUSTOMER AUTHENTICATED Verified Account Info.		
<input checked="" type="checkbox"/> COLLECTED <input type="checkbox"/> UNCOLLECTED	ACCOUNT # DEBITED: [REDACTED] 4280 CIF# K005562		
OFFICER INITIALS FOR UNCOLLECTED WIRE:	FEE: <input checked="" type="checkbox"/> CUSTOMER (\$15) <input type="checkbox"/> NON-CUSTOMER (\$25)		
CASH DEPOSITED TODAY (amount):			
Customer Service Phone Number: 319-679-5500	Fax Number: 319-679-2117		

CUSTOMER AGREEMENT

All funds transfers from the Customer's accounts at the Bank, and all transfer orders which the Customer sends the Bank to originate any funds transfer shall be governed by the laws of the State of Iowa, and applicable Federal laws. In consideration of the Bank transferring funds, Customer hereby agrees: 1) Bank shall have no liability to Customer for acts of recipients of transferred funds. 2) Customer acknowledges that payment by receiving bank may be made on the basis of account number. 3) Customer shall have no right to cancel or amend a transfer order after it has been received by the Bank. 4) Funds transferred to or from Customer's accounts will be reflected on periodic statements issued by the Bank. Customer agrees to notify Bank of any discrepancy within 30 days of mailing of statement containing such information, and shall be precluded from asserting such discrepancy against the Bank after this 30 day period. 5) The Bank reserves the right to select any intermediary Bank, payment system, or means of transmittal which appears commercially reasonable, even if the selection conflicts with your instructions. 6) Extra fees incurred by the Bank for tracing wires, incorrect data, or other problems associated with the wire transfer may be passed along to the customer in addition to the fee for placing the wire.

X Matthew McDavid
Customer Signature

500 N THIRD ST, FAIRFIELD IA 52556
Customer Address

641-469-3077
Daytime Phone

MATTHEW MCGAFFICK
Print Customer Name (wire placed by)

Kevin Beaver
Hills Bank Initiator Signature / Date

Keith Jones
Hills Bank Verification Signature

WIRE DEPT USE ONLY:

VERIFIED BY (initials): <u>GM</u>	DATE/TIME: 10/3/01	1:00	WIRE PIN: 69922
BANK SHORT NAME: <u>Key Or Lakes</u>	FINAL BK SHORT NAME:		

311

53

OUTGOING WIRE TRANSFER ORDER

(TO BE COMPLETED BY BANK EMPLOYEE)

DATE: 01/17/2002	TIME: 10:10	NAME: SLMORR	OFFICE: Hills
RECEIVER ABA #: 1039 (Line 3400) <i>Key Gr Lakes Cleve</i>	BANK NAME: KEY BANK (Line 3400)		
CITY & STATE: (Line 3401)	FINAL CREDIT BANK:		
RECEIVER: BRIAN K SNYDER (Line 4201)	RECEIVER'S ACCOUNT #: 6888 (Line 4200)		
RECEIVER'S ADDRESS: [REDACTED] (Line 4203)	RECEIVER'S CITY/STATE: ANDERSON IN 46012 (Line 4204)		
SPECIAL INSTRUCTIONS: REMITTANCE (Line 6000)			
AMOUNT: \$7,000.00 (Line 1000)	ORIGINATOR (account name): KARUM CORP		
<input checked="" type="checkbox"/> COLLECTED <input type="checkbox"/> UNCOLLECTED OFFICER INITIALS FOR UNCOLLECTED WIRE:	HOW WAS CUSTOMER AUTHENTICATED <i>Choose One pin #</i>		
CASH DEPOSITED TODAY (amount):	ACCOUNT # DEBITED: 4280 CIF#		
	FEE: <input checked="" type="checkbox"/> CUSTOMER (\$15) <input type="checkbox"/> NON-CUSTOMER (\$25)		
Customer Service Phone Number: 319-679-5500	Fax Number: 319-679-2117		

CUSTOMER AGREEMENT

All funds transfers from the Customer's accounts at the Bank, and all transfer orders which the Customer sends the Bank to originate any funds transfer shall be governed by the laws of the State of Iowa, and applicable Federal laws. In consideration of the Bank transferring funds, Customer hereby agrees: 1) Bank shall have no liability to Customer for acts of recipients of transferred funds. 2) Customer acknowledges that payment by receiving bank may be made on the basis of account number. 3) Customer shall have no right to cancel or amend a transfer order after it has been received by the Bank. 4) Funds transferred to or from Customer's accounts will be reflected on periodic statements issued by the Bank. Customer agrees to notify Bank of any discrepancy within 30 days of mailing of statement containing such information, and shall be precluded from asserting such discrepancy against the Bank after this 30 day period. 5) The Bank reserves the right to select any intermediary Bank, payment system, or means of transmittal which appears commercially reasonable, even if the selection conflicts with your instructions. 6) Extra fees incurred by the Bank for tracing wires, incorrect data, or other problems associated with the wire transfer may be passed along to the customer in addition to the fee for placing the wire.

X *per pin request*
Customer Signature

MATT MCGAFFICK

Print Customer Name (wire placed by)

Customer Address

Debra Morris 1-17-02
Hills Bank Initiator Signature / Date

641 469 3077
Daytime Phone

Hills Bank Verification Signature

WIRE DEPT USE ONLY:

VERIFIED BY (initials): <i>SM</i>	DATE/TIME: <i>1-17</i>	<i>10:55</i>	WIRE PIN: 86753
Entered into Silverlake by:			

SM
1-17-02
input

ATTACHMENT 2

DEPOSIT TICKET

CASH

KARUM CORPORATION
500 N 3RD STREET
FAIRFIELD, IA 52556

DATE 9-28-01

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL

Hills Bank
and Trust Company
Serving Thousands of Customers
One at a Time

72-1375/739
4414280

LESS CASH RECEIVED

\$ 20,000.00

428 01 39

Account 4280 Serial 0 Amount 20000.00 Sequence 6052900
TR 73913755 Trancode 39 Date 09-28-2001

CHECKS COUNT FOR FINANCIAL INSTITUTION USE ONLY

100	
50	
20	
10	
5	
2	
1	
TOTAL	

CHECKS
AMOUNT

AMOUNT: \$20,000.00

0.00.00

0.00.00

0.00.00

American Funds THE CASH MANAGEMENT TRUST OF AMERICA®
JANELLE A. WAGNER
FORT MYER FL 33906-4950

1021

Date Sept 20, 2001

Pay to the order of Karum Funds Corp \$20,000.00

TWENTY THOUSAND 00/100 Dollars

American Funds Service Company
payable through
The Chase Manhattan Bank, Syracuse, NY

NOT VALID FOR LESS THAN \$150.00

Janelle A. Wagner

MANAGED STOCK FUND ACCOUNT

1500 1021

Account 601221500 Serial 669187063 Amount 20000.00
Sequence 6052910 TR 21309379 Trancode 1021 Date 09-28-2001

ENDORSE HERE

DO NOT WRITE STAMP OR SIGN BELOW THIS LINE
OR SIGNATURE WILL BE VOID

1 from Karum
02/28/01

*FEDERAL RESERVE BOARD GOVERNMENT PRINTING OFFICE: 2000

ATTACHMENT 2

CFTC 516-01-0018

ATTACHMENT 3

Bank of America, N.A.
P.O. Box 25118
Tampa, FL 33622-5118

1.800.765.8686 Express Service

Page 1 of 3
Account Number: ██████████ 7961
E O O A Enclosures 0 43
Statement Period
04/01/02 through 04/30/02



TECH TRADERS, INC.
1331 E GARRISON BLVD STE C
GASTONIA NC 28054-5141

Business Economy Checking

Account Summary Information

Statement Period	04/01/02 through 04/30/02	Statement Beginning Balance	12,506.22
Number of Deposits/Credits	4	Amount of Deposits/Credits	762,000.00
Number of Withdrawals/Debits	19	Amount of Withdrawals/Debits	207,959.50
Number of Deposited Items	0	Statement Ending Balance	566,546.72
Number of Enclosures	0	Average Ledger Balance	66,525.27
Number of Days in Cycle	30	Service Charge	0.00

Deposits and Credits

Date Posted	Amount	Description	Bank Reference
✓ 04/09	45,000.00	Wire Type:Wire IN Date: 040902 Time:1610 Et Trn:020409028340 Fdref/Seq:020409005789/001171 Orig:Brian K Snyder ID: ██████████ 6888 Snd Bk:Key Bank ID: ██████████ 1039 Pmt Det:Ref: Coyt Murray Form 14 56449	903704090028340

ATTACHMENT 3

Bank of America, N.A.
P.O. Box 25118
Tampa, FL 33622-5118

1.800.765.8686 Express Service
www.bankofamerica.com

Account Number: 0007 7559 7961
E O O A Enclosures 0 43
Statement Period
08/01/02 through 08/31/02 0029212



03005 001 SCH999 11 0

TECH TRADERS, INC.
1331 E GARRISON BLVD STE C
GASTONIA NC 28054-5141

Our free Online Banking service allows you to check account balances,
transfer funds, pay bills and more. Enroll at www.bankofamerica.com.

Business Economy Checking

Account Summary Information

Statement Period	08/01/02 through 08/31/02	Statement Beginning Balance	52,691.95
Number of Deposits/Credits	5	Amount of Deposits/Credits	575,855.00
Number of Withdrawals/Debits	26	Amount of Withdrawals/Debits	570,776.29
Number of Deposited Items	1	Statement Ending Balance	57,770.66
Number of Enclosures	0	Average Ledger Balance	129,947.18
Number of Days in Cycle	31	Service Charge	0.00

Deposits and Credits

Date Posted	Amount	Description	Bank Reference
08/01	36,630.00	Wire Type:Wire IN Date: 080102 Time:1447 Et Trn:020801030814 Fdref/Seq:G0022133119301/004277 Orig:Robert W. Shimer, Esq ID:000005826303 Snd Bk: Citibank N.A. ID:021000089 Pmt Det:Fbo Shasta Capi Tal Associates	903708010030814
08/09	89,000.00	Wire Type:Wire IN Date: 080902 Time:0959 Et Trn:020809007519 Fdref/Seq:020809000885/000276 Orig:Janelle A Wagner ID:11042 Snd Bk:Fifth Thi Rd Bank ID:0314 Pmt Det:Attn: Coyt Murray	903708090007519
08/19	150,000.00	Wire Type:Wire IN Date: 081902 Time:1639 Et Trn:020819033175 Fdref/Seq:07Fc020819013632/004328 Orig:Gni Inc Seg Margin Transa ID:5239575 Snd Bk:B Ank One, N.A. ID:071000013 Pmt Det:Per Customer Re Quest	903708190033175
08/21	225.00	Deposit	813006500716512
08/28	300,000.00	Wire Type:Wire IN Date: 082802 Time:1525 Et Trn:020828029686 Fdref/Seq:001789/001771 Orig:Sterling Acs Limited P.O. Snd Bk:Barclays Ban K, Plc ID:026002574 Pmt Det:Bhopmt70677 /Rfb/H W S Trategic	903708280029686

Bank of America



Bank of America, N.A.
P.O. Box 25118
Tampa, FL 33622-5118

1.800.765.8686 Express Service
www.bankofamerica.com

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Page 1 of 4
Account Number: 0007 7559 7961
EO P OA Enclosures 0 43
Statement Period
07/01/03 through 07/31/03 0022402



01005 001 SCM999 0

TECH TRADERS, INC.
1331 E GARRISON BLVD STE C
GASTONIA NC 28054-5141

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Full Analysis Business Checking

Account Summary Information

Statement Period	07/01/03 through 07/31/03	Statement Beginning Balance	977,859.82
Number of Deposits/Credits	13	Amount of Deposits/Credits	1,342,525.00
Number of Withdrawals/Debits	62	Amount of Withdrawals/Debits	1,935,809.49
		Statement Ending Balance	384,575.33
Number of Enclosures	0	Average Ledger Balance	794,832.98
Number of Days in Cycle	31	Service Charge	152.08

Deposits and Credits

Date Posted	Customer Reference	Amount	Description	Bank Reference
07/01		99,000.00	Wire Type:Wire IN Date: 070103 Time:0952 Et Trn:030701009274 Fdref/Seq:G0031821435901/002224 Orig:Robert W. Shimer, Esq ID:000005826303 Snd Bk Citibank N.A. ID:021000089 Pmt Det:Fbo Shasta Capi Tal Associates	903707010009274
07/01		80,000.00	Wire Type:Wire IN Date: 070103 Time:1006 Et Trn:030701010653 Fdref/Seq:030701001480/000527 Orig:Janelle A Wagner ID: [REDACTED] 1042 Snd Bk:Fifth Thi Rd Bank ID: [REDACTED] 0314 Pmt Det:Ref: Brian Snyder, Sn Yder Financialindianapolis	903707010010653
07/07		215,000.00	Wire Type:Wire IN Date: 070703 Time:1127 Et Trn:030707017275 Fdref/Seq:030707002662/000542 Orig:Sterling Acs Ltd ID:5198214312 Snd Bk:Bb&t No Rth Carolina ID:053101121 Pmt Det:Sterling Allianc E	903707070017275
07/08		198,000.00	Wire Type:Wire IN Date: 070803 Time:0919 Et Trn:030708005555 Fdref/Seq:G0031891189901/001567 Orig:Robert W. Shimer, Esq ID:000005826303 Snd Bk: Citibank N.A. ID:021000089 Pmt Det:Fbo Shasta Capi Tal Associates	903707080005555

Bank of America



Bank of America, N.A.
P.O. Box 25118
Tampa, FL 33622-5118

1.800.765.8686 Express Service
www.bankofamerica.com

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Page 1 of 3
Account Number: 0007 7559 7961
EO P 0A Enclosures 0 43
Statement Period
08/01/03 through 08/31/03 0022160



02005 001 SCH999 0

TECH TRADERS, INC.
1331 E GARRISON BLVD STE C
GASTONIA NC 28054-5141

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Full Analysis Business Checking

Account Summary Information

Statement Period	08/01/03 through 08/31/03	Statement Beginning Balance	384,575.33
Number of Deposits/Credits	11	Amount of Deposits/Credits	990,755.00
Number of Withdrawals/Debits	50	Amount of Withdrawals/Debits	1,182,755.01
		Statement Ending Balance	192,575.32
Number of Enclosures	0	Average Ledger Balance	548,780.15
Number of Days in Cycle	31	Service Charge	355.58

Deposits and Credits

Date Posted	Customer Reference	Amount	Description	Bank Reference
08/01		19,800.00	Wire Type:Wire IN Date: 080103 Time:1309 Et Trn:030801024922 Fdref/Seq:G0032132400901/003541 Orig:Robert W. Shimer, Esq ID:000005826303 Snd Bk: Citibank N.A. ID:021000089 Pmt Det:Fbo Shasta Capi Tal Associates	903708010024922
08/06		48,000.00	Deposit	813006300165452
08/07		103,950.00	Wire Type:Wire IN Date: 080703 Time:0945 Et Trn:030807006879 Fdref/Seq:G0032192026701/001786 Orig:Robert W. Shimer, Esq ID:000005826303 Snd Bk: Citibank N.A. ID:021000089 Pmt Det:Fbo Shasta Capi Tal Associates	903708070006879
08/08		25,000.00	Wire Type:Wire IN Date: 080803 Time:1316 Et Trn:030808020777 Fdref/Seq:030808003117/001032 Orig:Janelle A Wagner ID: [REDACTED] 1042 Snd Bk:Fifth Thi Rd Bank ID: [REDACTED] 0314	903708080020777
08/11		400,000.00	Deposit	813006100324025
08/11		25,000.00	Wire Type:Wire IN Date: 081103 Time:1656 Et Trn:030811039632 Fdref/Seq:9013400223Fs/005340 Orig:Alliance Investment Manag Snd Bk:Jpmorgan Cha SE Bank ID:021000021 Pmt Det:Swf Of 03/08/11 /Rfb/ Re: Strategic Portfolio	903708110039632

ATTACHMENT 4



administration help about log

transaction detail trn search trn summary trn text trn history trn destination

THIS IS A COMPLETED PAYMENT

TRANSACTION DETAIL

SRC		ADV	CUR	AMOUNT	REPETITIVE ID	CALLER			
BFT		FED	USD	25,000.00					
SRC TYPE	ADV TYPE	FNDS	VALUE OR DUE DATE		CHG:	DB	CD	COM	CBL
FTR / 103	10 00	S	030811			B	N	N	N
CREATE TIME			PAYMENT/MESSAGE?	PYMT		CANCELED			
030811 - 14:09:34.91			PAYMENT	DIRECTION		PYMT?			
FED IMAD - INBOUND				OUTGOING		N			
			FED IMAD - OUTBOUND	0811L1B7021C001518					

DEBIT INFO	CREDIT INFO
DBT: ██████████7961	CDT: ██████████1039
TECH TRADERS, INC.	KEY BANK
1331 E GARRISON BLVD STE C	CLEVELAND, OH
GASTONIA NC 28054-5141	
SEND: U / BFTA	INTERMEDIARY BANK: /
BANK OF AMERICA NA - BFT	
SOUTH CAROLINA, USA	
SNDR REF NUM: 01030811006807NN	
ORDERING BANK:	BNF BANK: /
/	
ORDERING BANK REF. NUM: 01030811006807	
ORIG: ██████████7961	BNF: ██████████6888
TECH TRADERS, INC.	CHG: S BK? N
1331 E GARRISON BLVD STE C	BRIAN K SNYDER DBA SNYDER FINANCIAL
GASTONIA NC 28054-5141	

ATTACHMENT 4

CFTC-500-03-0563

<<< TRN: 021004-008821 >>>

**** MESSAGE ENVELOPE ****

(Bank : SCX)

SRC:BFT CALLER:

EXT: SND DATE:02/10/04

RPT# AMT:25,000.00

CUR:USD

TRDR#

TEST: VAL:02/10/04

TYP:FTR/1000 FNDS:S CHG:DB:B CD:N COM:N CBL:N

*DBT ██████████ 7961

CDT ██████████ 1039

ADV:FED

GL RECON:

KEY BANK

TECH TRADERS, INC.

CLEVELAND, OH

1331 E GARRISON BLVD STE C

GASTONIA NC 28054-5141

BNF:/██████████6888

CHG: BK?N

SEND:U/BFTA

BRIAN K SNYDER

BFT EFT SOURCE

GATEWAY CENTER

RICHMOND, VA

SNDR RBF NUM:01021004000174NN

REF NUM:01021004000174NN

ORIG:

/000775597961

TECH TRADERS, INC.

1331 E GARRISON BLVD STE C

GASTONIA NC 28054-5141

**** CREDIT PAYMENT MESSAGE TEXT ****

{1510} Type/Subtype Code:

Type Code:

10 (Transfer of funds)

Subtype Code:

00 (Regular transfer)

{2000} Amount:

\$25,000.00

{3100} Sending Bank:

ABA number:

053904483

Short name:

BANK OF AMERICA SC

ABA lookup:

Address not on file

{3320} Sender Reference:

021004008821

{3400} Receiving Bank:

ABA number:

██████████1039

Short name:

KEY GR LAKES CLEVE

ABA lookup:

Address not on file

{3600} Business Function Code:

CTR (Customer transfer)

{4200} Beneficiary:

██████████6888

BRIAN K SNYDER

{4320} Reference for Beneficiary:

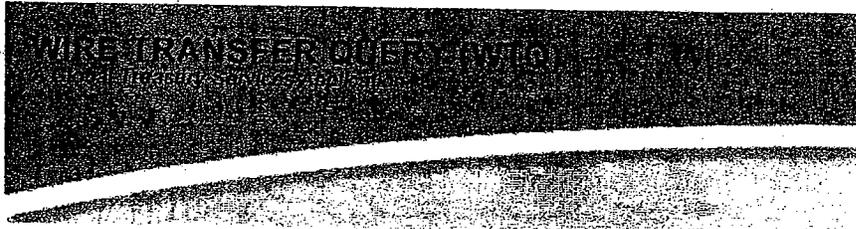
01021004000174NN

{5000} Originator:

/

██████████7961

TECH TRADERS, INC.



administration help about log

transaction detail trn search trn summary trn text trn history trn destination

THIS IS A COMPLETED PAYMENT

TRANSACTION DETAIL

SRC		ADV	CUR	AMOUNT	RGWP1	WTX	SCX	20040209 - 00039891			
BFT		FED	USD	25,000.00				REPETITIVE ID	CALLER		
SRC TYPE	ADV TYPE	FNDS	VALUE OR DUE DATE				CHG:	DB	CD	COM	CBL
FTR / 103	10 00	S	040209				N	N	N	N	
CREATE TIME			PAYMENT/MESSAGE?	PYMT		DIRECTION		CANCELED PYMT?			
040209 - 16:42:08.91			PAYMENT	OUTGOING		N					
FED IMAD - INBOUND			FED IMAD - OUTBOUND	20040209B6B7HU9R000981							

DEBIT INFO	CREDIT INFO
DBT: ██████████7961	CDT: ██████████1039
DEBIT VAL: 040209	CREDIT VAL: 040209
TECH TRADERS, INC.	KEY BANK
1331 E GARRISON BLVD STE C	CLEVELAND, OH
GASTONIA NC 28054-5141	
SEND: U / BFTA	INTERMEDIARY BANK: /
BANK OF AMERICA NA - BFT	
SOUTH CAROLINA, USA	
SNDR REF NUM: 01040209004694NN	
ORDERING BANK:	BNF BANK: /
/	
ORDERING BANK REF. NUM: 01040209004694	
ORIG: ██████████7961	BNF: ██████████6888
TECH TRADERS, INC.	CHG: S BK? N
1331 E GARRISON BLVD STE C	SNYDER FINANCIAL SERVICES
GASTONIA NC 28054-5141	

CFTC-500-03-0351

EXHIBIT D

 **ADINAMIS
MICHAEL
& SAUNDERS**

A Professional Corporation

ATTORNEYS AT LAW

Carol M. Adinamis
Susan Adinamis Michael*
Jeffrey A. Saunders+

500 E. 96th Street
Suite 360
Indianapolis, IN 46240

(317) 218-2600

(317) 218-2601 facsimile

* Also licensed in Florida

+ Also licensed in Pennsylvania

June 24, 2005

Hugh J. Rooney
U.S. Commodity Futures Trading Commission
525 West Monroe Street, Suite 1100
Chicago, Illinois 60661

Elizabeth Streit
U.S. Commodity Futures Trading Commission
525 West Monroe Street, Suite 1100
Chicago, Illinois 60661

Re: Janelle Wagner and the Janelle Wagner Family Trust

Dear Mr. Rooney and Ms. Streit:

We have been retained by Janelle Wagner and the Janelle Wagner Family Trust with regard to your inquires on the enclosed letter from your office relating to Tech Traders, Inc. Lance Wonderlin no longer represents Ms. Wagner. At this time, we are gathering the information from Ms. Wagner needed to respond and will forward that information to you as soon we receive it. Thank you.

Sincerely,


Susan Adinamis Michael


Jeffrey A. Saunders

:mba
enclosure

EXHIBIT D

EXHIBIT E



U.S. COMMODITY FUTURES TRADING COMMISSION

525 West Monroe Street
Suite 1100
Chicago, Illinois 60661
Telephone: (312) 596-0700
Facsimile: (312) 596-0714

Division of
Enforcement

June 29, 2005

Via Fedex

Janelle Wagner
Janelle Wagner Family Trust
11441 Longwater Chase Court
Fort Myers, FL

Dear Ms. Wagner:

On April 18, 2005, we sent you a letter requesting production of documents in regards to your claim in the lawsuit United States District Court for the District of New Jersey against Equity Financial Group LLC; Tech Traders, Inc.; Vincent Firth and Robert W. Shimer (Civil Action No. 04-1512). On May 3, 2005, I discussed our request with you. You advised me that you had sent our request to your attorney Lance Wonderlin. It is our understanding that Mr. Wonderlin no longer represents you. Please advise us by July 7, 2005 if you will comply with our request for information. I have attached the April 18, 2005 request for your convenience.

I have enclosed the "Statement to Persons Directed to Provide Information Pursuant to a Commission Subpoena or Requested to Provide Information Voluntarily." The statement explains your rights and sets forth the routine uses that can be made of information provided in response to this request. If you have any questions feel free to call me at (312) 596-0525.

Sincerely yours,

Hugh J. Rooney
Investigator

EXHIBIT E

EXHIBIT F

Declaration of Hugh J. Rooney Pursuant to 28 U.S.C. § 1746

1) My name is Hugh J. Rooney. I am a senior investigator with the Commodity Futures Trading Commission ("CFTC").

2) On October 13, 2004 Dave Terrell, Senior Trial Attorney and I returned a telephone call from attorney Jeff Saunders. Saunders is an Indiana attorney that represents the Janelle Wagner Family Trust.

3) Saunders inquired why were objecting to his clients claim. We told him that neither Wagner nor her counsel had responded to our requests for information concerning her investments.

4) Saunders claimed he had responded to our request in July 2005. We told him we did not receive his response. He claimed he sent the response via first class mail. We asked if he had a copy. He said he had a copy of the response that consisted of about 18 pages. He agreed to send it to us via telefacsimile that day. To date he has not sent us any documents by telefacsimile or another other delivery method.

5) During the conversation Terrell suggested that Saunders obtain an affidavit from Wagner about any withdrawals from her Karum investment.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 27th day of October 2005.


Hugh J. Rooney
Senior Investigator

EXHIBIT F

EXHIBIT G

October 25, 2005

Elizabeth Streit
U.S. Commodity Futures Trading Commission
525 West Monroe Street, Ste. 1100
Chicago, IL 60661

RE: Brian Snyder

Dear Ms. Streit:

I spoke with my client, Brian Snyder, regarding the issues we discussed yesterday. First, regarding Ms. Wagner's involvement with Karum Corporation, Mr. Snyder provided some further information. Ms. Wagner did issue a \$20,000 check to Karum Funds Corp. in September, 2001. This was delivered to Mr. Matthew McGaffick with the intention of being invested in Tech Traders. These funds did not go through Snyder Financial Services, which is why they were not included on the Claim forms filed by Ms. Wagner or Ms. Snyder. We do not know whether Karum actually invested this money in Tech Traders. Ms. Wagner did not receive statements from Tech Traders (or from Karum) reflecting this investment.

Mr. Snyder was under the impression, from conversations with Mr. McGaffick, that Karum was specifically set up to raise funds to invest in Tech Traders. He does not believe that it was in any way related to the other entity in which Mr. McGaffick was involved, the Hawkeye Trust.

Ms. Wagner did not receive any payments from Karum, and in fact when Mr. McGaffick and the Hawkeye Trust came under federal investigation, and Mr. McGaffick was eventually prosecuted, Ms. Wagner assumed that the \$20,000 investment was a loss. Given what we know of Mr. McGaffick's handling of the Hawkeye Trust, and his current financial condition, we assume that the \$20,000 is gone.

Mr. Snyder met Mr. Coyt Murray through Mr. McGaffick. When Mr. McGaffick came under investigation, Mr. Snyder, Ms. Wagner, and Mr. Murray discussed making investments directly with Tech Traders. Mr. Snyder did not believe, and still is aware of no information suggesting that Mr. McGaffick was directly involved in the activities of Tech Traders.

As to any concerns you have about other dealings Ms. Wagner may have had with Mr. McGaffick, she was not a direct investor in the Hawkeye Trust. She had entered into a contractual arrangement with Snyder Financial Services whereby certain funds of hers were to be invested by Snyder Financial Services, as it saw fit. Snyder Financial Services did place certain of these funds with the Hawkeye Trust. Ms. Wagner did receive a return on her investment with Snyder Financial Services, however the amount she received was less than her original investment. She was not listed as a claimant against the Hawkeye Trust and will receive no restitution from its liquidation.

Second, regarding the third distribution of \$25,000 from Tech Traders, my client has researched his records and confirms that Snyder Financial Services did indeed receive a payment in that amount from Tech Traders in early 2004. Given the earlier receipt of two other payments of \$25,000 each, there should be a credit of \$75,000 against Ms. Wagner's total investment in Tech Traders of \$239,000. We would be happy to amend the claim forms to reflect this oversight.

I am hopeful that this information resolves your questions regarding Ms. Wagner's claim. If you need any further confirmation of any of this information, please let me know immediately. You may also contact Mr. Jeff Saunders, Ms. Wagner's counsel, at 317-218-2600.

Yours truly,

Lance W. Wonderlin

LWW/mrm

CERTIFICATE OF SERVICE

The undersigned, Venice Bickham, a non-attorney, does hereby certify that on October 28, 2005, she caused a true and correct copy of the foregoing ***REPLY OF THE COMMODITY FUTURES TRADING COMMISSION TO RESPONSE OF JANELLE WAGNER FAMILY TRUST TO THE ORDER TO SHOW CAUSE DATED OCTOBER 6, 2005*** to be served upon the following persons by first class mail and Federal Express where indicated:

***On behalf of Coyt E. Murray, Tech Traders, Inc., Tech Traders, Ltd.,
Magnum Investments, Ltd., and Magnum Capital Investments, Ltd.***

Melvyn J. Falis
Martin H. Kaplan
Gusrae, Kaplan, Bruno and Nusbaum, PLLC
120 Wall Street
New York, NY 10005

On behalf of Equity Financial Group

Samuel Abernethy
Paul Hellegers
Menaker and Hermann
10 E. 40th St., 43rd Floor
New York, NY 10014

Defendant Robert W. Shimer, pro se

1225 West Leesport Rd.
Leesport Pennsylvania 19533

Defendant Vincent J. Firth, pro se

3 Aster Court
Medford, NJ 08055

Defendant J. Vernon Abernethy, pro se

J. Vernon Abernethy
413 Chester St.
Gastonia, NC 28052

Counsel for Brian Synder and Snyder Financial Services

Lance W. Wonderlin, Esq.
8710 North Meridian Street
Indianapolis, Indiana 46260 (Federal Express)

Counsel for Janelle A. Wagner Family Trust

COHN LIFLAND PEARLMAN

HERRMANN & KNOPF LLP

PETER S. PEARLMAN

Park 80 Plaza West -- One

Saddle Brook, NJ 07663 (Federal Express)

ADINAMIS, MICHAEL, SAUNDERS

JEFFREY A. SAUNDERS

500 East 96th Street, Suite 360

Indianapolis, IN 46240 (Federal Express)

Receiver

Stephen T. Bobo

Sachnoff & Weaver, Ltd.

10 S. Wacker Drive, 40th Floor

Chicago, IL 60606-7484

Counsel for Receiver

Bina Sanghavi

Sachnoff & Weaver, Ltd.

10 South Wacker Drive. 40th Floor

Chicago, IL 6060



Venice M. Bickham

Paralegal Specialist