

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 MOTION OF EQUITY RECEIVER REGARDING TREATMENT
OF THE STERLING CLAIMS AND THE CLAIMS OF STERLING INVESTORS**

The Motion of Equity Receiver Regarding Treatment of the Sterling Claims and the Claims of Sterling Investors 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,

IT IS ORDERED THAT:

1. The Motion of Equity Receiver Regarding Treatment of the Sterling Claims and the Claims of Sterling Investors is granted.
2. The claims submitted by the following entities: Sterling ACS, Ltd., Sterling Alliance, Ltd., Sterling Bank, Ltd., Sterling Investment Management, Ltd., Sterling Casualty & Insurance, Ltd., Sterling Trust (Anguilla), Ltd., and Strategic

Investment Portfolio LLC shall be aggregated into a single claim that is allowed in the amount of \$15,944,011, with previous withdrawals totaling \$2,135,198.48 (the "Aggregate Sterling Claim").

3. The distribution amount for the Aggregate Sterling Claim shall be calculated in the same manner as all other Tier 1 claims against Tech Traders, as set forth in this Court's order entered on September 26, 2005 approving the interim distribution to investors.
4. The amount to be distributed on account of the Aggregate Sterling Claim must also be reduced by the amount of attorneys' fees incurred by the Receiver that relate to the Sterling Entities and the Sterling Investor Claims. That amount totals \$85,751.50 through the end of 2006 and will also include any similar fees incurred by the Receiver after January 1, 2007. After deducting the amount of such legal fees, the difference is referred to as the "Net Distribution Amount."
5. The Net Distribution Amount shall be distributed among the individual Sterling investors holding allowed Sterling Investor Claims. The proportion of each Sterling Investor Claim's share of the Net Distribution Amount shall be determined using the following formula:
 - a. The amount of each allowed Sterling Investor Claim divided by the total amount of allowed Sterling Investor Claims (\$12,388,643.98);
 - b. The resulting decimal is then multiplied by the Net Distribution Amount (calculated as set forth in paragraph 3 above) to calculate the gross distribution amount available to the individual Sterling Investor Claim;

- c. This gross distribution amount must then be reduced by any prior repayments received by the Sterling Investor Claim as shown on schedule of Proposed Allowed Sterling Investor Claims attached as Exhibit 1;
 - d. The difference represents the net amount distributable on account of that particular Sterling Investor Claim.
6. The Sterling Investor Claims contained on the schedule attached as Exhibit 1 are allowed in the respective amounts shown.
7. The Sterling Investor Claims contained on the schedule attached as Exhibit 2 are disallowed.

DATED: _____, 2007

BY THE COURT

DISTRICT COURT JUDGE

EXHIBIT 1

PROPOSED ALLOWED STERLING INVESTOR CLAIMS

Name of Sterling Investor Claimant	Amount Invested (according to claim form)	Recommended Claim Amount	Previous Withdrawals From Tech Traders and Interim Distributions Made by Receiver	Transaction Number
John Caire	\$851,875.00	\$851,875.00	\$0.00	27, 44
CMP Fund	\$9,050,000.00	\$9,050,000.00	\$2,542,248.78	48, 49, 54
DRL Twenty Plus	\$1,200,000.00	\$1,200,000.00	\$337,093.76	39
Michael and Angela Hubbard	\$160,000.00	\$160,000.00	\$0.00	47
Luci Johnson	\$127,717.66	\$123,678.00	\$6,219.00	14, 34, 45; 18B, 23B, 32B
Walter Kells and Brigitte Pilgrim	\$70,000.00	\$45,000.00	\$0.00	36, 42
Bob Lansing	\$606,500.00	\$500,000.00	\$0.00	11
Susan Raef	\$36,720.83	\$36,720.83	\$0.00	51, 52, 53
Mary Raef	\$38,870.15	\$38,870.15	\$0.00	51, 52, 53

PROPOSED ALLOWED STERLING INVESTOR CLAIMS

Name of Sterling Investor Claimant	Amount Invested (according to claim form)	Recommended Claim Amount	Previous Withdrawals From Tech Traders and Interim Distributions Made by Receiver	Transaction Number
Entrust Bank, Ltd. (formerly Sterling Bank, Ltd.)	\$300,000.00	\$127,500.00	\$0.00	29, 30
Terry Sanderson	\$95,324.57	\$90,000.00	\$0.00	7
Samuel Currin - Sterling Casualty & Insurance	\$67,500.00	\$62,500.00	\$0.00	43, 45
Elmer Martin	Unspecified portion of \$2.3 million invested with Sterling Entities	\$75,000.00	\$0.00	31, 33
Patti and Gary Reiter	\$130,000.00	\$27,500.00	\$0.00	38
TOTALS:	\$12,734,508.21	\$12,388,643.98	\$2,885,561.54	

EXHIBIT 2

PROPOSED DISALLOWED STERLING INVESTOR CLAIMS

Name of Sterling Investor Claimant	Funds Invested with Sterling (per claim form)	Funds Invested Traceable to Tech Traders	Reason for Objection	Receiver's Proposed Treatment
Greg Borsoi	\$130,000.00	\$0.00	Invested funds did not reach Tech Traders	Disallow claim
Samuel Currin - Oxford Corporation	\$26,595.00	\$0.00	Invested funds did not reach Tech Traders	Disallow claim
Mark Malinowski	\$55,463.00	\$0.00	Invested funds did not reach Tech Traders	Disallow claim
TOTALS:	\$212,058.00	\$0.00		