

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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DOC #: _____
DATE FILED: August 28, 2014

SECURITIES AND EXCHANGE COMMISSION,	:	
	:	
Plaintiff,	:	No. 08 CIV 4520 (PAC)
	:	
v.	:	Related Case: 08-cv-6609 (PAC)
	:	
CRISTIAN DE COLLI,	:	
	:	
Defendant.	:	
	:	

ORDER TO SET ASIDE PREJUDGMENT INTEREST, DISBURSE FUNDS TO PAY COUNTER-PARTIES AND TRANSFER REMAINING FUNDS TO A NON-INTEREST BEARING ACCOUNT

The Court, having reviewed the Securities and Exchange Commission’s (“SEC” or “Commission”) Motion to Set Aside Prejudgment Interest, Disburse Funds to Pay Counter-Parties and Transfer Remaining Funds to a Non-Interest Bearing Account, the supporting Declaration of Nichola L. Timmons, for good cause shown, and there having been no objections,

IT IS HEREBY ORDERED:

1. The prejudgment interest amount of \$19,861.72 currently included in the Distribution Fund is hereby set-aside for purposes of effectuating distributions to Counter-Parties. Only disgorgement and penalties paid by Defendant shall be used for purposes of making distributions to Counter-Parties, as that term is defined in the Distribution Plan. The \$19,861.72 shall be remitted to the Securities and Exchange Commission (“SEC”) for transfer to Treasury, with any other monies remaining in the fund, once a final accounting is submitted by the SEC and approved by the Court.

2. Upon obtaining the names, addresses, and amounts to be distributed to Counter-Parties from Commission staff, the Clerk of the Court shall issue checks from the Distribution Fund to the Counter-Parties as provided in the Distribution Plan. The checks shall be drawn from the interest bearing account with the Court Registry Investment System (“CRIS”), under the case name designation “SEC v. Christian De Colli,” account number 08-CIV-4520-(PAC). The distribution amounts will only include the disgorgement and/or penalty paid by the defendant, and will not include any type of interest.

3. After all checks have been mailed to the Counter-Parties, any remaining funds shall be transferred by the Clerk from the CRIS to a noninterest-bearing account held by the Court under the case name designation “SEC v. Christian De Colli”. The remaining funds shall also include the \$19,861.72 in prejudgment interest that has been set-aside and any funds that may be returned to the Court.

Dated: 8-28-2014
New York, New York



PAUL A. CROTTY
UNITED STATES DISTRICT JUDGE