

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

EMANUEL L. SARRIS, SR. and

SARRIS FINANCIAL GROUP, INC.

Defendants.

**Civil Action No.
12-4272-CDJ**

**SECURITIES AND EXCHANGE COMMISSION’S MOTION
FOR AN ORDER ESTABLISHING
A FAIR FUND, APPROVING A DISTRIBUTION PLAN,
AND APPOINTING A DISTRIBUTION AGENT**

The Securities and Exchange Commission (the “SEC”) instituted this action against Emanuel L. Sarris, Sr. and Sarris Financial Group, Inc. (collectively, the “Defendants”) for their facilitation of a Ponzi scheme through their inducement of investments in certain private funds that purportedly traded in foreign currencies (the “Kenzie Funds”). The SEC now seeks to distribute collected civil penalties and accrued interest, less taxes, fees, and expenses, to victims of the Defendants’ conduct through the proposed distribution plan attached to the accompanying memorandum (the “Memorandum”) as Exhibit A (the “Plan”). In anticipation of seeking this relief, the SEC provided notice to investors of the proposed plan and an opportunity to object (the “Investor Notice”), as further described in the Memorandum. All objections have been resolved.

Accordingly, the SEC now moves the Court for the entry of an Order establishing a Fair Fund pursuant to Section 308(a) of the Sarbanes-Oxley Act of 2002, 15 U.S.C. § 7246(a); approving the Plan; and appointing a distribution agent.

The SEC staff contacted John Grugan, Esq. regarding the relief sought in this Motion, who has informed the staff that he no longer represents the defendants. As reflected on the Certificate of Service, the SEC has sent a copy of this motion and the accompanying papers directly to Mr. Sarris.

WHEREFORE, the SEC respectfully requests that this Court enter the attached Order establishing a Fair Fund, approving a distribution plan, appointing a Distribution Agent, and grant such other relief as the Court deems just and proper.

Dated: December 10, 2019

Respectfully submitted,

/s/ Catherine E. Pappas
Catherine E. Pappas (PA Bar No. 56544)
Attorney for Plaintiff
SECURITIES AND EXCHANGE
COMMISSION
One Penn Center
1617 JFK Blvd., Ste. 520
Philadelphia, Pa. 19103
Tel: 215-597-0657
Fax: 215-597-2740
pappasc@SEC.gov