



jurisdiction over Shenker and the subject matter of this action, and the Court being fully advised in the premises:

**I.**

**IT IS ORDERED, ADJUDGED AND DECREED** that Shenker pay a civil penalty in the amount of \$10,000 pursuant to Section 20(d) of the Securities Act of 1933 [15 U.S.C. § 77t(d)] and Section 21(d)(3) of the Securities Exchange Act of 1934 [15 U.S.C. § 78u(d)(3)]. Payment shall be made within ten (10) days of entry of the Final Judgment, by U.S. Postal money order, certified check, bank cashier's check, or bank money order, made payable to the "Securities and Exchange Commission." The payment shall be hand-delivered or mailed to the Office of the Comptroller, Securities and Exchange Commission, Operations Center, 6432 General Green Way, Stop 0-3, Alexandria, VA 22312. The payment shall be accompanied by a letter that identifies Shenker as the defendant on whose behalf the payment is being made, the caption and case number of this action, the name of this Court, and the Commission's internal file number for this matter (HO-9086). A copy of the cover letter and of the form of payment shall be simultaneously transmitted to Scott W. Friestad, Assistant Director, Securities and Exchange Commission, Division of Enforcement, 450 Fifth Street, N.W., Washington, DC 20549-0708.

**II.**

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the Consent be, and hereby is, incorporated herein by reference with the same force and effect as if fully set forth herein and that Shenker shall fully comply with all of the undertakings and agreements incorporated herein.

**III.**

**IT IS FURTHER ORDERED, ADJUGED AND DECREED** that this Court shall retain jurisdiction of this matter for the purpose of enforcing the terms of this Final Judgment.

**IV.**

There being no cause for delay, the clerk of the Court is directed, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, to enter this Final Judgment forthwith.

  
\_\_\_\_\_  
**UNITED STATES DISTRICT JUDGE**

Dated: January 14, 2002

**To Be Served:**

Thomas C. Newkirk  
U.S. Securities and Exchange Commission  
Division of Enforcement  
450 5<sup>th</sup> Street NW  
Washington DC 20549

Thomas W. Peirce  
U.S. Securities and Exchange Commission  
Division of Enforcement  
450 5<sup>th</sup> Street NW  
Washington DC 20549

Thomas J. Benedetti  
Viola, Benedetti & Azzolini, LLC  
134 Columbia Turnpike  
Florham Park, NJ 07932