

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

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MAY 19 2005

MICHAEL J. ...
CLERK, U.S. DISTRICT COURT

CIVIL ACTION

NO. _____

05C 2977

JUDGE BUCKLE

MAGISTRATE JUDGE WILSON

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

DAVID COLKER,

Defendant.

FINAL JUDGMENT AS TO DEFENDANT DAVID COLKER

The Securities and Exchange Commission (the "Commission") having filed a Complaint and Defendant David Colker having entered a general appearance in the attached Consent of Defendant David Colker ("Consent"); consented to the Court's jurisdiction over Defendant and the subject matter of this action; consented to entry of this Final Judgment without admitting or denying the allegations of the Complaint (except as to jurisdiction); waived findings of fact and conclusions of law; and waived any right to appeal from this Final Judgment:

I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant shall pay a civil penalty in the amount of \$100,000 pursuant to 21(d)(3) of the Securities Exchange Act of 1934 ("Exchange Act") [15 U.S.C. § 78u(d)(3)] for aiding and abetting violations of Section 19(g)(1) of the Exchange Act [15 U.S.C. § 78s(g)(1)]. Defendant shall make this payment within ten (10) business days after entry of this Final Judgment by

certified check, bank cashier's check, or United States postal money order payable to the Securities and Exchange Commission. The payment shall be delivered or mailed to the Office of Financial Management, Securities and Exchange Commission, Operations Center, 6432 General Green Way, Mail Stop 0-3, Alexandria, Virginia 22312, and shall be accompanied by a letter identifying David Colker as a defendant in this action, setting forth the title and civil action number of this action and the name of this Court, and specifying that payment is made pursuant to this Final Judgment. Defendant shall send a copy of the cover letter and money order or check to Antonia Chion, Associate Director, Division of Enforcement, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, DC 20549-0801. Defendant shall pay post-judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961.

II.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Consent is incorporated herein with the same force and effect as if fully set forth herein, and that Defendant shall comply with all of the undertakings and agreements set forth therein.

III.

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

Dated: 6/6/05, 2005


UNITED STATES DISTRICT JUDGE