

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 57680 / April 17, 2008

ADMINISTRATIVE PROCEEDING
File No. 3-13013

In the Matter of

SIDNEY MONDSCHN,

Respondent.

ORDER INSTITUTING
ADMINISTRATIVE PROCEEDINGS
PURSUANT TO SECTION 15(b) OF THE
SECURITIES EXCHANGE ACT OF 1934,
MAKING FINDINGS, AND IMPOSING
REMEDIAL SANCTIONS

I.

The Securities and Exchange Commission (“Commission”) deems it appropriate and in the public interest that public administrative proceedings be, and hereby are, instituted pursuant to Section 15(b) of the Securities Exchange Act of 1934 (“Exchange Act”) against Sidney Mondschein (“Mondschein” or “Respondent”).

II.

In anticipation of the institution of these proceedings, Respondent has submitted an Offer of Settlement (the “Offer”) which the Commission has determined to accept. Solely for the purpose of these proceedings and any other proceedings brought by or on behalf of the Commission, or to which the Commission is a party, and without admitting or denying the findings herein, except as to the Commission’s jurisdiction over him and the subject matter of these proceedings, and the findings contained in Section III.2, which are admitted, Respondent consents to the entry of this Order Instituting Administrative Proceedings Pursuant to Section 15(b) of the Securities Exchange Act of 1934, Making Findings, and Imposing Remedial Sanctions (“Order”), as set forth below.

III.

On the basis of this Order and Respondent's Offer, the Commission finds that:

1. From April 2000 through July 31, 2006, Mondschein was a registered representative associated with a broker-dealer registered with the Commission. Mondschein, 51 years old, is a resident of Castro Valley, California.

2. On April 14, 2008, a final judgment was entered by consent against Mondschein, permanently enjoining him from future violations of Section 10(b) of the Exchange Act and Rule 10b-5 thereunder, and from aiding and abetting future violations of Rules 4(a), 5(a), and 10(a)(1) of Regulation S-P, in the civil action entitled Securities and Exchange Commission v. Sidney Mondschein, et al., Civil Action Number CV-07-6178-SI, in the United States District Court for the Northern District of California.

3. The Commission's complaint alleged that: From December 2002 through August, Mondschein sold, as "leads," confidential personal information of over 500 of his brokerage customers in eight separate transactions, involving six different insurance agencies. Mondschein never disclosed to any of his customers that he intended to sell, and did sell, their confidential personal information to insurance agents. In addition, Mondschein affirmatively misled his customers as to the nature of his compensation arrangements and relationships with the various insurance agents.

IV.

In view of the foregoing, the Commission deems it appropriate and in the public interest to impose the sanctions agreed to in Respondent Mondschein's Offer.

Accordingly, it is hereby ORDERED:

Pursuant to Section 15(b)(6) of the Exchange Act, that Respondent Mondschein be, and hereby is barred from association with any broker, or dealer, with the right to reapply for association after five years to the appropriate self-regulatory organization, or if there is none, to the Commission;

Any reapplication for association by the Respondent will be subject to the applicable laws and regulations governing the reentry process, and reentry may be conditioned upon a number of factors, including, but not limited to, the satisfaction of any or all of the following: (a) any disgorgement ordered against the Respondent, whether or not the Commission has fully or partially waived payment of such disgorgement; (b) any arbitration award related to the conduct that served as the basis for the Commission order; (c) any self-regulatory organization arbitration award to a

customer, whether or not related to the conduct that served as the basis for the Commission order;
and (d) any restitution order by a self-regulatory organization, whether or not related to the conduct
that served as the basis for the Commission order.

By the Commission.

Nancy M. Morris
Secretary