

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 72481 / June 26, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-15949

In the Matter of	:	
	:	
ANTHONY M. LIVOTI, JR.	:	ORDER OF SUSPENSION PURSUANT
	:	TO RULE 102(e)(2) OF THE
Respondent.	:	COMMISSION'S RULES OF PRACTICE
	:	
	:	

I.

The Securities and Exchange Commission deems it appropriate to issue an order of forthwith suspension of Anthony M. Livoti, Jr. pursuant to Rule 102(e)(2) of the Commission's Rules of Practice [17 C.F.R. 200.102(e)(2)].¹

II.

The Commission finds that:

1. Livoti is an attorney, whom the State of Florida admitted to practice law in 1974.

2. On December 4, 2013, a judgment of conviction was entered against Livoti in the criminal case entitled U.S. v. Livoti, Case No. 08-21158-CR-SCOLA (S.D. Fla. Dec. 23, 2008), in the United States District Court for the Southern District of Florida, finding him guilty of one count of Conspiracy to Commit Mail and Wire Fraud in violation of 18 U.S.C. §1349; two counts of Mail Fraud in violation of 18 U.S.C. §§1341 and 1342; and one count of Conspiracy to Commit Money Laundering in violation of 18 U.S.C. §1956(h). Livoti's conduct was in connection with his role as the independent premium trustee of investor funds for Mutual Benefits Corp., a defunct viatical services provider formerly located in Fort Lauderdale, Florida.

¹ Rule 102(e)(2) provides in pertinent part: "Any attorney who has been suspended or disbarred by a court of the United States or of any State ... or any person who has been convicted of a felony or a misdemeanor involving moral turpitude shall be forthwith suspended from appearing or practicing before the Commission."

3. As a result of this conviction, on April 1, 2014, Livoti was sentenced to 10 years imprisonment in a federal penitentiary, 3 years supervised release, and ordered to pay restitution in the amount of \$826,839,642.

4. In a separate proceeding, on January 14, 2014, the Florida Supreme Court suspended Livoti from the practice of law in the matter The Florida Bar v. Anthony Martin Livoti, Jr., Case No. SC14-13 (Jan. 14, 2014). The court based its ruling on a Notice of Determination or Judgment of Guilt by the Florida Bar which found that Livoti engaged in violations of the Rules Regulating the Florida Bar based on his conviction.

III.

In view of the foregoing, the Commission finds that Livoti is an attorney who has been convicted of a felony and been suspended from the practice of law within the meaning of Rule 102(e)(2) of the Commission's Rules of Practice.

Accordingly, it is ORDERED, that Anthony M. Livoti, Jr. is forthwith suspended from appearing or practicing before the Commission pursuant to Rule 102(e)(2) of the Commission's Rules of Practice.

By the Commission.

Jill M. Peterson
Assistant Secretary