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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**
12

13 SECURITIES AND EXCHANGE COMMISSION,
14 Plaintiff,
15 v.
16 KENNETH W. MELLERT and ROMAN D.
MAYER,
17 Defendants,
18

Case No. 3:03-cv-00619-01-MHP

~~[PROPOSED]~~ ORDER ON SECURITIES
AND EXCHANGE COMMISSION'S EX
PARTE MOTION FOR
ADMINISTRATIVE RELIEF

1 (3) for each party listed in Exhibit A to this Order, the Clerk shall issue a check in the
2 amount shown for that party in Exhibit A. The checks shall be issued from the joint funds being
3 held in the Court registry relating to the Final Judgment of Permanent Injunction against Roman
4 D. Mayer, dated February 13, 2003 (Docket Item 5) and the Final Judgment of Permanent
5 Injunction against Kenneth W. Mellert, dated March 29, 2006 (Docket Item 47). The Clerk
6 shall mail all such checks to the attention of the Commission's counsel in this case, Robert L.
7 Mitchell, Securities and Exchange Commission, 44 Montgomery Street, 26th Floor, San
8 Francisco, California 94104. Commission counsel shall then mail the checks to each party at the
9 address shown in Exhibit A, along with a cover letter that notifies the party that the check is the
10 result of a Court-ordered distribution in this case.

11
12 **SO ORDERED.**

13
14 DATED: April 30, 2010



EXHIBIT A

COUNTER-PARTIES AND PROPOSED DISTRIBUTION AMOUNTS

NAME	CONTRACTS HELD	PRO RATA SHARE	DISTRIBUTION AMOUNT
Botta Capital Management 440 S. LaSalle Street, Suite 960 Chicago, IL 60605	150	30.000%	\$64,994.49
Cutler Group, LP 440 S. LaSalle Street, Suite 1124 Chicago, IL 60605	47	9.400%	\$20,364.94
DHK Trading, LLC 175 W. Jackson, Suite 400 Chicago, IL 60604	47	9.400%	\$20,364.94
Everest Trading, LLC 440 S. LaSalle Street, Suite 3100 Chicago, IL 60605	47	9.400%	\$20,364.94
Group One Trading, LP 440 S. LaSalle Street, Suite 3232 Chicago, IL 60605	20	4.000%	\$8,665.93
Rubcon Investment LLC 440 S. LaSalle Street, Suite 753 Chicago, IL 60605	47	9.400%	\$20,364.94
Susquehanna Securities & Susquehanna Investment Group 175 W. Jackson, Suite 1700 Chicago, IL 60604	48	9.600%	\$20,798.24

COUNTER-PARTIES AND PROPOSED DISTRIBUTION AMOUNTS

NAME	CONTRACTS HELD	PRO RATA SHARE	DISTRIBUTION AMOUNT
Tahoe Trading LLC 440 S. LaSalle Street, Suite 3420 Chicago, IL 60605	47	9.400%	\$20,364.94
Third Millennium Trading LLC 440 S. LaSalle Street, Suite 2910 Chicago, IL 60605	47	9.400%	\$20,364.94
TOTALS	500	100%	\$216,648.30