

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 01-7874-HURLEY/LYNCH

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

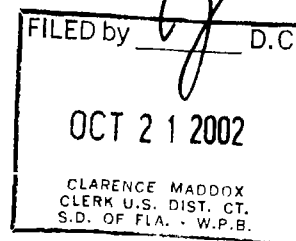
v.

**PAUL R. JOHNSON,
JOHN COOK,
EMANUELE CARDACI and
SCOTT SCHOENBAUER,**

Defendants and

**J & J MANAGEMENT CONSULTING,
A/K/A 1287769 ONTARIO INC., and
CATERINA JOHNSON,**

Relief Defendants.



**FINAL JUDGMENT SETTING AMOUNT OF DISGORGEMENT
AND CIVIL PENALTIES AS TO DEFENDANT SCOTT SCHOENBAUER**

Plaintiff Securities and Exchange Commission ("SEC" or "Commission") commenced this action by filing its Complaint against, among others, Defendant Scott Schoenbauer ("Schoenbauer"). In its Complaint, the Commission sought a permanent injunction to prohibit violations by Schoenbauer of Sections 5(a) and (c) of the Securities Act of 1933 ("Securities Act"), and Section 15(a) of the Securities Exchange Act of 1934 ("Exchange Act"). The Commission also sought disgorgement and civil penalties against Schoenbauer.

On April 2, 2002, this Court entered a default judgment against Schoenbauer, permanently enjoining him from further violations of the above-mentioned provisions of the federal securities

laws and establishing the Commission's entitlement to civil penalties and disgorgement with the amount thereof to be determined at a later date, following an evidentiary hearing.

Schoenbauer, by the Consent affixed hereto, without admitting or denying any of the allegations in the Commission's Complaint or any other paper filed herein, except as to the jurisdiction of this Court, agreed to the entry of this Final Judgment Setting Amount of Disgorgement and Civil Penalties as to Defendant Scott Schoenbauer ("Judgment") to resolve the pending issues as to the amount of disgorgement and civil penalty he should pay. This Court having accepted such Consent and having jurisdiction over Schoenbauer and the subject matter hereof, and the Court being fully advised in the premises,

I.

DISGORGEMENT

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Schoenbauer shall disgorge \$79,212.50 representing his gains from the conduct alleged in the Complaint, plus prejudgment interest thereon in the amount of \$6,965.18 for a total of \$86,177.68 no later than 30 days from the date of entry of this Judgment. The payment of the disgorgement ordered by this Judgment shall be: (1) made by United States postal money order, certified check, bank cashier's check, or bank money order; (2) made payable to the Securities and Exchange Commission; (3) transmitted to the Comptroller, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549; and (4) submitted under cover letter that specifies the defendant in this proceeding, and the Commission's case number (FL-2547), a copy of which cover letter and money order or check shall be sent to Kerry A. Zinn, Senior Trial Counsel, Securities and Exchange Commission, Southeast Regional Office, 801 Brickell Avenue, Suite 1800, Miami, Florida 33131.

II.

PENALTIES

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that Schoenbauer shall pay civil penalties to the U.S. Treasury in the amount of \$ 5000⁰⁰, no later than 30 days from the date of entry of this Judgment, pursuant to Section 20(d) of the Securities Act, 15 U.S.C. § 77t(d) and Section 21(d)(3) of the Exchange Act, 15 U.S.C. § 78u(d)(3), in connection with the activities described in the Commission's Complaint. The payment of the civil penalty ordered by this Judgment shall be: (1) made by United States postal money order, certified check, bank cashier's check, or bank money order; (2) made payable to the Securities and Exchange Commission; (3) transmitted to the Comptroller, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549; and (4) submitted under cover letter that specifies the defendant in this proceeding, and the Commission's case number (FL-02547), a copy of which cover letter and money order or check shall be sent to Kerry A. Zinn, Senior Trial Counsel, Securities and Exchange Commission, Southeast Regional Office, 801 Brickell Avenue, Suite 1800, Miami, Florida 33131.

III.

INCORPORATION OF CONSENT

IT IS HEREBY FURTHER ORDERED that Schoenbauer shall comply with the provisions of the Consent attached hereto, and that such Consent is incorporated herein by reference as if fully set forth herein.

IV.

RETENTION OF JURISDICTION

IT IS HEREBY FURTHER ORDERED that this Court will retain jurisdiction over this matter and Schoenbauer in order to implement and carry out the terms of all Orders and Decrees that may be entered and/or to entertain any suitable application or motion for additional relief within

the jurisdiction of this Court, and will order other relief that this Court deems appropriate under the circumstances.

DONE AND ORDERED at 1:35 o'clock p.m. this 18 day of Oct., 2002 at West Palm Beach Florida.


DANIEL T.K. HURLEY
UNITED STATES DISTRICT JUDGE

Copies to:

Kerry Zinn, Esq.
Paul Johnson, pro se
John Cook, pro se
Emmanuel Cardaci, pro se
Scott Schoenbauer, pro se
Caterina Johnson, pro se