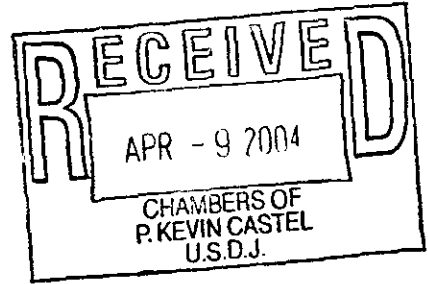


**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

Doc #113



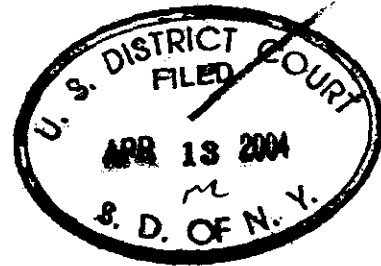
----- X
:
STATE OF NEW YORK, ex rel. Eliot Spitzer, :
STATE OF MARYLAND, ex rel. J. Joseph :
Curran, Jr., and STATE OF CALIFORNIA, ex :
rel. Bill Lockyer, :
:

Plaintiffs, :

v. :

ANTHONY FELDMAN, JOHN APFELBAUM, :
EARL P.L. APFELBAUM, INC., DAVITT :
FELDER, DAVITT FELDER, INC., :
STEPHEN OSBORNE, DANA OKEY, :
ETIENNE DE CHERISEY, KEES QUIRIJNS, :
and LEWIS BERG, :
:

Defendants. :
----- X



No. 01 cv. 6691 (PKC)

#04,0912

DEFAULT
JUDGMENT

On October 31, 2002, this Court found Anthony Feldman in default in this action, and entered judgment against him on the question of liability. Plaintiff States of New York, Maryland and California now move for a judgment on damages.

On the declaration of David Weinstein, the declaration and supplemental declaration of Dr. Hampton Finer, the testimony given before this Court on March 25, 2004, and for good cause shown, the Court finds that the single damages recoverable by Plaintiff States as a result of the conduct of the Defendant at issue in this case as follows:

New York	\$1,543,325
Maryland	\$ 244,675
California	\$ 81,813

M I C R O F I L M
-9 00 AM
APR 14 2004

1/12/04 Copies faxed

Upon trebling pursuant to 15 U.S.C. § 15c and N.Y. Exec. Law § 63(12), upon the subtraction of \$687,000 in prior settlements from New York's judgment, and upon the addition of a civil penalty of \$ 50,000 to that judgment pursuant to N.Y. Gen. Bus. Law § 342-a, I hereby enter a default judgment against Anthony Feldman, on behalf of the Plaintiff States, for the following amounts:

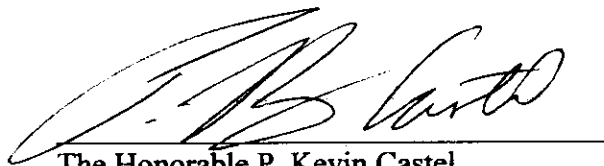
New York \$3,992,975

Maryland \$ 250,025

California \$ 245,439.

DONE AND ORDERED at New York, New York, this 12th day of April,

2004.



The Honorable P. Kevin Castel
United States District Judge

THIS DOCUMENT WAS ENTERED
ON THE DOCKET ON 4/13/04