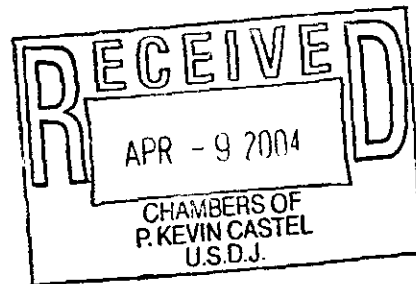


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Doc #113



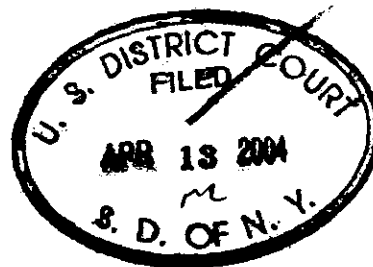
STATE OF NEW YORK, ex rel. Eliot Spitzer,  
STATE OF MARYLAND, ex rel. J. Joseph  
Curran, Jr., and STATE OF CALIFORNIA, ex  
rel. Bill Lockyer,

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.



No. 01 cv. 6691 (PKC)

#04,0712

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

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-9:00AM  
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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:

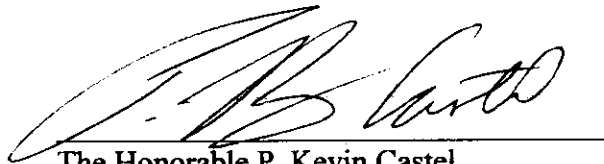
New York \$3,992,975

Maryland \$ 250,025

California \$ 245,439.

DONE AND ORDERED at New York, New York, this 12<sup>th</sup> day of April,

2004.



The Honorable P. Kevin Castel  
United States District Judge

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