

**UNITED STATES OF AMERICA**  
**Before the**  
**COMMODITY FUTURES TRADING COMMISSION**

\_\_\_\_\_ ) CFTC DOCKET NO. SD 08-02  
In the Matter of )  
)  
)  
LIBERTY FINANCIAL TRADING CORP., INC. AND )  
LIBERTY REAL ASSETS INVESTMENT CORPORATION, )  
)  
Registrants. )  
\_\_\_\_\_ )

**NOTICE OF INTENT TO SUSPEND, REVOKE, OR RESTRICT THE**  
**REGISTRATIONS AS AN INTRODUCING BROKERS OF**  
**LIBERTY FINANCIAL TRADING CORP., INC. AND**  
**LIBERTY REAL ASSETS INVESTMENT CORPORATION**

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I.

The Commodity Futures Trading Commission ("Commission") has received information from its staff that tends to show, and the Commission's Division of Enforcement ("Division") alleges and is prepared to prove, that:

1. Since December 28, 2001, Liberty Financial Trading Corp., Inc. ("LFTC") has been registered with the Commission as an introducing broker ("IB"), pursuant to Section 4f of the Commodity Exchange Act, as amended (the "Act"), 7 U.S.C. § 6f (2002).
2. Since July 22, 2002, Liberty Real Assets Investment Corporation ("LRAIC") has been registered with the Commission as an IB, pursuant to Section 4f of the Act, 7 U.S.C. § 6f (2002).
3. On September 21, 2004, the Commission filed an injunctive action in the U.S. District Court for the Southern District of Florida against LFTC, LRAIC, Ted Romeo, Randy Burstein, Nader Yazdani, and Leslie Weiner. *CFTC v. Liberty Financial Trading Corp., et al.*, Case No. 04-61235-Civ-Lenard/Torres (S.D. Fla. filed Sept. 21, 2004).

4. On April 24, 2007, the Court entered a Consent Order of Permanent Injunction and Other Equitable Relief against Defendants LFTC, LRAIC, and Ted Romeo (“Consent Order”).

5. The Consent Order finds that LFTC and LRAIC, by and through its employees, engaged in fraudulent solicitation of customers in violation of Section 4c(b) of the Act, 7 U.S.C. § 6c(b), and Commission Regulations (“Regulations”) 33.10(a) and (c), 17 C.F.R. §§ 33.10(a) and (c).

6. Based on these findings, the Consent Order permanently enjoins LFTC and LRAIC from committing fraud in violation of Section 4c(b) of the Act and Commission Regulations 33.10(a) and (c). In addition, the Order permanently enjoins LFTC and LRAIC from engaging, directly or indirectly, in any activity related to trading in any commodity, as that term is defined in Section 1a(4) of the Act, 7 U.S.C. § 1a(4) (“commodity interest”), including, but not limited to: trading on or subject to the rules of a registered entity, soliciting or receiving customer funds in connection with the purchase or sale of commodity interest, engaging, controlling, or directing the trading for any commodity interest account for or on behalf of any other person or entity or engaging in any business activities related to commodity interest trading.

7. Pursuant to Section 8a(2)(C) of the Act, 7 U.S.C. § 12a(2)(C), the Commission may revoke the registration of any person “if such person is permanently ... enjoined by order... of any court of competent jurisdiction, including an order entered pursuant to an agreement of settlement to which the Commission... is a party, from ... engaging in or continuing any activity where such activity involves ... fraud.”

8. Furthermore, under Section 8a(2)(E) of the Act, the Commission may revoke the registration of any person “if such person, within ten years ... has been found by agreement of

settlement to which the Commission...is a party, (i) to have violated any provision of this Act... where such violation involves ... fraud....”

9. The facts set forth in paragraphs 1 through 8 above constitute a valid basis for the Commission to revoke LFTC’s and LRAIC’s registrations.

## II.

10. Pursuant to Regulation 3.60(a), 17 C.F.R. § 3.60(a), LFTC and LRAIC are hereby notified that a public proceeding shall be conducted in accordance with the provisions of Regulation 3.60, 17 C.F.R. § 3.60, on the following questions:

- a. Whether LFTC and LRAIC are subject to statutory disqualification under Sections 8a(2)(C) and (E) as set forth in Section I above; and
- b. If the answer to question “a” in paragraph 10 above is affirmative, whether the registrations of LFTC and LRAIC as IBs should be revoked.

11. Such proceeding shall be held before an Administrative Law Judge, in accordance with Regulation 3.60, and all post-hearing procedures shall be conducted pursuant to Regulation 3.60(i)-(j), 17 C.F.R. § 3.60(i)-(j).

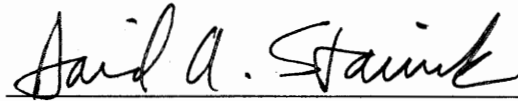
12. In accordance with the provisions of Regulation 3.60(a)(3), 17 C.F.R. § 3.60(a)(3), LFTC and LRAIC are entitled to file a response challenging the evidentiary bases of the statutory disqualification or show cause why, notwithstanding the accuracy of the allegations, its registration should not be suspended, revoked, or restricted. Such response must be filed with the Hearing Clerk, Office of Hearings and Appeals, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21<sup>st</sup> Street, N.W., Washington, D.C. 20581, and served upon Alan Edelman, Trial Attorney, Division of Enforcement at the same address, within thirty (30) days after the date of service of this Notice upon LFTC and LRAIC in accordance with the provisions

of Regulation 3.60(b). If LFTC and LRAIC fail to file a timely response to this Notice, the allegations set forth herein shall be deemed to be true and the presiding officer may issue an Order of Default in accordance with the provisions of Regulation 3.60(g), 17 C.F.R. § 3.60(g).

III.

The Hearing Clerk shall serve this Notice of Intent to Suspend, Revoke, or Restrict Registration by registered or certified mail pursuant to Regulation 3.50, 17 C.F.R. § 3.50.

By the Commission.



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David A. Stawick  
Secretary to the Commission  
Commodity Futures Trading Commission

Dated: January 23, 2008