

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 52487 / September 21, 2005

ADMINISTRATIVE PROCEEDING
File No. 3-12053

In the Matter of	:	ORDER INSTITUTING PUBLIC
	:	ADMINISTRATIVE PROCEEDINGS
John B. Zankowski, Esq.,	:	AND IMPOSING TEMPORARY
	:	SUSPENSION PURSUANT TO RULE
Respondent.	:	102(e)(3) OF THE COMMISSION'S
	:	RULES OF PRACTICE
	:	
	:	
	:	

I.

The Securities and Exchange Commission (“Commission”) deems it appropriate and in the public interest that public administrative proceedings be, and hereby are, instituted pursuant to Rule 102(e)(3) of the Commission’s Rules of Practice against John B. Zankowski (“Zankowski” or “Respondent”).¹

II.

The Commission finds that:

A. RESPONDENT

1. Zankowski is a resident of Atlanta, Georgia, and has been an attorney licensed to practice law in the State of New York since 1996, though he is no longer a member in

¹ Rule 102(e)(3)(i)(A) provides, in relevant part that:

The Commission, with due regard to the public interest and without preliminary hearing may, by order, ...suspend from appearing or practicing before it any...attorney...who has been by name...permanently enjoined by any court of competent jurisdiction, by reason of his or her misconduct in an action brought by the Commission, from violating or aiding and abetting the violation of any provision of the Federal securities laws or of the rules and regulations thereunder.

good standing as a result of non-payment of dues. Since 2000, Zankowski has practiced law under the name Zankowski and Associates LLP, a New York limited liability company he owns.

B. CIVIL INJUNCTION

1. On June 23, 2005, the U.S. District Court for the Middle District of Florida entered a default judgment against Zankowski permanently enjoining him from future violations of Sections 5(a) and 5(c) of the Securities Act of 1933, and Section 10(b) of the Securities Exchange Act of 1934 and Rule 10b-5 thereunder. *Securities and Exchange Commission v. Paul Simmons, et al.*, Case No. 8:04-CV-2477-T-17MAP (M.D. Fla.). Because Zankowski did not answer the Commission's complaint in the action or otherwise appear before the Court to defend, the Court deemed the allegations in the complaint admitted as to Zankowski.

2. The Commission's complaint alleged that Zankowski and others participated in a fraudulent scheme to manipulate the stock of Nutraceutical Clinical Laboratories International, Inc. ("Nutraceutical"), a publicly traded company based in St. Petersburg, Florida. The complaint alleged that Zankowski violated the anti-fraud and registration provisions of the Federal securities laws by orchestrating a fraudulent reverse merger and stock sale, deceiving Nutraceutical's transfer agent with a legal opinion falsely representing that the company's shares were exempt from the registration provision of the securities laws, and improperly selling thousands of restricted shares for nearly \$200,000 in profit into a public market he knew or was reckless in not knowing was artificially inflated.

III.

Based upon the foregoing, the Commission finds that a court of competent jurisdiction has permanently enjoined Zankowski from violating the Federal securities laws within the meaning of Rule 102(e)(3)(i)(A) of the Commission's Rules of Practice. In view of these findings, the Commission deems it appropriate and in the public interest that Zankowski be temporarily suspended from appearing or practicing before the Commission.

IT IS HEREBY ORDERED that Zankowski be, and hereby is, temporarily suspended from appearing or practicing before the Commission. This Order shall be effective upon service of the Respondent.

IT IS FURTHER ORDERED that Zankowski may within thirty days after service of this Order file a petition with the Commission to lift the temporary suspension. If the Commission within thirty days after service of the Order receives no petition, the suspension shall become permanent pursuant to Rule 102(e)(3)(ii).

If a petition is received within thirty days after service of this Order, the Commission shall, within thirty days after the filing of the petition, either lift the temporary suspension, or set the matter down for hearing at a time and place to be designated by the Commission, or both. If a hearing is ordered, following the hearing, the Commission may lift the suspension, censure the petitioner, or disqualify the petitioner from appearing or practicing before the Commission for a

period of time, or permanently, pursuant to Rule 102(e)(3)(iii).

This Order shall be served upon Zankowski personally or by certified mail at his last known address.

By the Commission.

Jonathan G. Katz
Secretary