



U.S. COMMODITY FUTURES TRADING COMMISSION

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JULIE S. RIECHERT,
Complainant,

v.

JOHN THOMAS CIARAMELLA;
COMTRUST, INCORPORATED;
NICHOLAS ALEXANDER COLBURN;
AMERICAN ATLANTIC FINANCIAL CORP.;
and DAVID SETH GODNICK,
Respondents.

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* CFTC Docket No. 08-R40
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FINAL DECISION

The parties have elected the voluntary decisional procedure. Under the voluntary decisional procedure, the parties are principally responsible for developing the evidentiary record, the parties waive the opportunity for an oral hearing, and the parties waive certain rights, including the right to receive a written statement of the findings of fact upon which the final decision is based and the right to appeal this final decision to the Commission and to the federal courts.

After carefully reviewing the parties' submissions, it is hereby concluded that complainant has established:

one, that Nicholas Alexander Colburn violated CFTC rule 33.10 and Section 4c(b) of the Commodity Exchange Act, and that his violation caused \$1,190 in damages;

two, that John Thomas Ciaramella violated Section 13(a) of the Act, and that his violation caused \$5,000 in damages; and

three, that Comtrust Inc. is liable for the violation of Ciaramella pursuant to Section 2(a)(1)(B) of the Act.

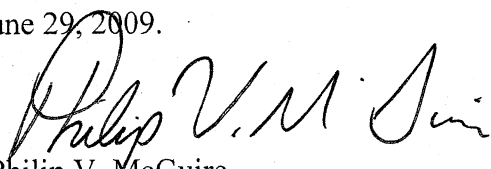
Accordingly:

John Thomas Ciaramella and Comtrust Incorporated are ORDERED to pay to Julie S. Riechert \$5,000, plus post-judgment interest on that amount at 0.51% compounded annually from the date of this order to the date of payment, plus \$50 for the cost of the filing fee; and

Nicholas Alexander Colburn is ORDERED to pay to Julie S. Riechert \$1,190, plus post-judgment interest on that amount at 0.51% compounded annually from the date of this order to the date of payment, plus \$50 for the cost of the filing fee.

Ciaramella and Comtrust are jointly and severally liable for the amount of the entire award -- *i.e.*, \$5,000 damages, plus post-judgment interest on that amount, plus \$50 for costs. Colburn is jointly and severally liable for the award up to \$1,190, plus post-judgment interest on that amount, plus \$50 for costs.¹

Dated June 29, 2009.


Philip V. McGuire,
Judgment Officer

¹ In other words, the total amount that Riechert may recover collectively from all of the non-defaulting respondents - *i.e.*, Ciaramella, Comtrust and Colburn -- is capped at \$5,000 for damages, plus post-judgment interest on that amount, plus \$50 for costs.