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CHARLES PENNINGTON, Complainant, v. WILLIAM MATTHEW KENNEY, and KNOX CAPITAL MANAGEMENT LLC, Respondents.	*	CFTC Docket No. 11-R018

AMENDED DEFAULT ORDER

For good cause shown, Pennington's unopposed motion to amend the Default Order dated December 8, 2011, by increasing the damage award to $169,000, is hereby granted. Accordingly, it is concluded: that William Kenney fraudulently converted Charles Pennington's $100,000 investment and $69,000 trading profit, and concealed that conversion with a series of deceptions and misrepresentations, in violation of Section 4o(1) of the Commodity Exchange Act and CFTC rule 4.30; that these violations proximately caused $169,000 in damages; and that Knox Capital Management is liable for Kenney's violations pursuant to Section 2(a)(1)(B) of the Act. Accordingly, William Kenney and Knox Capital Management are ordered to pay to Charles Pennington reparations of $169,000, plus interest on that amount at 0.13%, compounded annually from June 7, 2007, to the date of payment, plus $250 in costs for the filing fee. Liability is joint and several.

Any motion to vacate this default order must meet the appropriate standards set out in CFTC rule 12.23.

Dated January 23, 2012.

Philip V. McGuire

Philip V. McGuire,
Judgment Officer