

**UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION**

**Securities Exchange Act of 1934  
Release No. 52819 / November 22, 2005**

**Administrative Proceeding  
File No. 3-11938**

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**In the Matter of**

**Thomas Steinbach, Ashley  
Sosner, Tim Rice, Howard  
Kerbel, Barry  
Berman, Vincent Barone,  
and Bruce Biddick,**

**Respondents.**

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**ORDER MAKING FINDINGS AND  
IMPOSING REMEDIAL SANCTIONS  
PURSUANT TO SECTION 15(b) OF THE  
SECURITIES EXCHANGE ACT OF 1934 AS  
TO TIM RICE**

**I.**

Respondent Tim Rice ("Rice" or "Respondent"), pursuant to Rule 240(a) of the Rules of Practice of the Securities and Exchange Commission ("Commission") [17 C.F.R. § 201.240(a)], submitted an Offer of Settlement ("Offer") in the above-captioned proceeding instituted against him on June 2, 2005, pursuant to Section 15(b) of the Securities Exchange Act of 1934 ("Exchange Act").

**II.**

Solely for the purpose of these proceedings and any other proceedings brought by or on behalf of the Commission, or to which the Commission is a party, and without admitting or denying the findings herein, except as to the Commission's jurisdiction over him and the subject matter of these proceedings, and the findings contained in Section III.B.3-4, below, which are admitted, Rice consents to the entry of this Order Making Findings and Imposing Remedial Sanctions Pursuant to Section 15(b) of the Securities Exchange Act of 1934 as to Tim Rice ("Order"), as set forth below.

### III.

On the basis of this Order and Rice's Offer, the Commission finds that:

1. Rice owned large amounts of Equity Technologies & Resources, Inc. ("ETCR") stock from about August 1999 to about August 2002. Rice, 42 years old, is a resident of League City, Texas.
2. Rice participated in an offering of ETCR, a penny stock.
3. On January 3, 2003, Rice pled guilty to one count of conspiracy to commit securities fraud in violation of Title 18 United States Code, Section 371 before the United States District Court for the Southern District of Florida, in United States v. Tim Rice, et al., Criminal Indictment No. 02-60165-CR-DIMITROLEAS. On September 12, 2003, a judgment in the criminal case was entered against Rice. Rice was sentenced to probation for a term of five years. On September 22, 2005, the Court issued an order terminating his probation.
4. The count of the criminal indictment to which Rice pled guilty alleged, inter alia, that Rice and his co-defendants conspired to unjustly enrich themselves by defrauding a mutual fund through paying undisclosed kickbacks to certain persons affiliated with the mutual fund in exchange for causing the mutual fund to purchase large amounts of overpriced ETCR stock and Movie-O-Network, Inc. ("MVEO") stock from Rice and his co-defendants. The count of the criminal indictment also alleged that the purpose and objective of the conspiracy was for Rice and his co-defendants to unjustly enrich themselves by defrauding the shareholders of ETCR and MVEO by artificially affecting the supply and demand for ETCR and MVEO stock in order to inflate the market price of these stocks through illegal means.

### IV.

In view of the foregoing, the Commission deems it appropriate and in the public interest to impose the sanctions specified in Respondent Rice's Offer.

Accordingly, it is hereby **ORDERED**:

Pursuant to Section 15(b) of the Exchange Act, that Respondent Rice be, and hereby is, barred from participating in any offering of a penny stock, including: acting as a promoter, finder, consultant, agent or other person who engages in activities with a broker, dealer or issuer for purposes of the issuance or trading in any penny stock, or inducing or attempting to induce the purchase or sale of any penny stock.

For the Commission, by its Secretary, pursuant to delegated authority.

Jonathan G. Katz  
Secretary