

BEFORE THE
DIVISION OF SECURITIES
DEPARTMENT OF FINANCIAL INSTITUTIONS
STATE OF WISCONSIN

In the Matter of
FIRST OPTIMUM GROUP, INC.,
MICHAEL KAPELUSHNIK aka MICHAEL KAPEL, and
SEAN ANTHONY,

PETITION FOR ORDER

Respondents.

File No. S-99228(EX)

The staff of the State of Wisconsin, Department of Financial Institutions, Division of Securities, Bureau of Registration & Enforcement, has conducted an investigation in this matter pursuant to sec. 551.56, Wis. Stats. and as a result thereof alleges as follows:

1. Suncrest-Medical.com, Inc., (hereinafter "Suncrest") is a foreign business entity with a last known business address at all times material hereto of 812 Proctor Avenue, Ogdensburg, New York 13669;
2. First Optimum Group, Inc., (hereinafter "First Optimum") is a foreign business entity with a last known business address at all times material hereto of 4000 Hollywood Boulevard, Hollywood, Florida 33021;
3. Upon information and belief, Michael S. Wexler (hereinafter "Wexler") is an individual who at all times material hereto has been the owner, an officer and a director of Suncrest, with a last known business address at that of Suncrest;
4. Upon information and belief, Michael Kapelushnik aka Michael Kapel, (hereinafter "Kapel") is an individual who at all times material hereto has been the owner and operator of First Optimum, with a last known business address at that of First Optimum and a last known home address of 501 Surf Avenue 7E, Brooklyn, New York 11224;
5. Upon information and belief, Sean Anthony (hereinafter "Anthony") is an individual who at all times material hereto was an agent of First Optimum, with a last known business address at that of First Optimum;
6. During the period of 1999, Kapel and Anthony, on behalf of First Optimum, Suncrest and Wexler, offered and sold to at least one person in Wisconsin stock of Suncrest;
7. The stock of Suncrest is a security as defined by sec. 551.02(13), Wis. Stats.;
8. The stock of Suncrest has never been registered for offer and sale in Wisconsin pursuant to Ch. 551, Wis. Stats.;
9. All Respondents have violated sec. 551.21(1), Wis. Stats., by offering and selling unregistered securities to a person in Wisconsin;
10. In connection with the offer and sale of the securities described above, First Optimum transacted business in Wisconsin as a "broker-dealer," as that term is defined by sec. 551.02(3), Wis. Stats.;
11. At no time has First Optimum been licensed as a securities broker-dealer pursuant to Ch. 551, Wis. Stats.;

