

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

FILED
JUL 14 2008
Phil Lombardi, Clerk
U.S. DISTRICT COURT

SECURITIES AND EXCHANGE COMMISSION, :

Plaintiff, :

v. :

MARK BYRON LINDBERG, :

Defendant. :

Civil Action No.

08 CV - 402 CVE SAJ

COMPLAINT

Plaintiff Securities and Exchange Commission (the "Commission") alleges:

SUMMARY

1. This is a market manipulation and scalping case concerning Defendant Mark Lindberg's role in a Shell Creation Group ("SCG") that manipulated at least three penny stocks from 2004 through 2006, by means of promotional materials and coordinated trading activity and reaped profits in excess of \$20 million. The three stocks were National Storm Management Group, Inc. ("NLST"), Deep Rock Oil and Gas, Inc. ("DPRK"), and Global Beverages Solutions, Inc. ("GBVS). Two of these manipulations attempted to take advantage of investors' emotions during the Hurricane Katrina and Rita crises in the summer and fall of 2005. Lindberg and other key members of the SCG were supported by numerous other individuals, as well as nominee entities that the SCG beneficially owned and/or controlled. Acting in concert, the SCG helped to set up and finance these three companies and profited from selling shares of each into the rising market generated by SCG orchestrated false and misleading publicity and manipulative coordinated trading. Mark Lindberg personally reaped millions of dollars in ill-gotten gains from this illegal conduct.

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NOS IF*

JURISDICTION AND VENUE

2. This action is filed under Section 22(a) of the Securities Act of 1933 (“Securities Act”) [15 U.S.C. § 77v(a)] and Sections 21(d), 21(e), and 27 of the Securities Exchange Act of 1934 (“Exchange Act”) [15 U.S.C. §§ 78u(d), 78u(e), and 78aa]. Venue is proper in this district because certain of the acts complained of took place in this district.

DEFENDANT

3. Mark Byron Lindberg, 40, at all relevant times was a consultant residing in Coppell, Texas. From November 2002 until May 16, 2007, Lindberg was Chief Executive Officer of Interim Capital Corporation (“ICC”), a Nevada corporation and a Business Development Company under the Investment Company Act of 1940. During the relevant time period, ICC was the General Partner of an unregistered hedge fund, Shocker 100 Index, L.P., that was used to trade in NLST, DPRK and GBVS stock.

RELEVANT COMPANIES

4. National Storm Management Group, Inc. (“NLST”) is a Nevada corporation, with its principal place of business in Glen Ellyn, Illinois. From 2005 to the present, it has been quoted on the Pink Sheets and, until August 2006, traded under the symbol NLST. NLST was formed through a reverse merger with another company, The 18th Letter, Inc. NLST purports to be a “storm restoration firm specializing in residential home repair from the effects of wind and hail damage.”

5. Deep Rock Oil and Gas, Inc. (“DPRK”) is a Nevada corporation with its principal place of business in Tulsa, Oklahoma. From 2005 to the present, it has been quoted on the Pink Sheets and traded under the symbol DPRK. DPRK was formed through a reverse merger with

another company, Cherokee Energy Services of Tulsa, Inc. DPRK purports to be “an oil and gas exploration and production company.”

6. Global Beverage Solutions, Inc. (“GBVS”) is a Nevada corporation with principal place of business in Tulsa, Oklahoma. Prior to a name change in October 2005, GBVS was known as Pacific Peak Investments (“PPKI”). On June 19, 2003, the company now known as GBVS elected business development company status. During the relevant period of time, the issuer’s securities are registered under Section 12(g) of the Exchange Act. Its shares traded on the over-the-counter bulletin board under the symbol GBVS. GBVS voluntarily withdrew from its business development company status on January 2, 2008.

FACTUAL ALLEGATIONS

A. The Shell Creation Group (“SCG”)

7. Lindberg and the other members of the SCG, including attorneys, stock promoters, and financiers, worked together to acquire unrestricted shares of three issuers and to profit by selling these shares into the market while manipulating the price of the stock by means of distributing promotional materials and coordinated trading. The members of the SCG, including Lindberg, often utilized brokerage and bank accounts beneficially owned by family members and other corporate entities but controlled by the SCG members to engage in the illegal conduct alleged in this complaint.

B. National Storm Management Group, Inc. (“NLST”)

8. On February 24, 2005, Lindberg and other members of the SCG assisted NLST in completing a reverse merger with The 18th Letter, Inc., a company the SCG exerted control over. During this process, the SCG obtained control over 6 million shares of stock for its members

