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UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

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CLERK U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE, FLORIDA

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FILED

SECURITIES AND EXCHANGE
COMMISSION, Washington, DC

Plaintiff,

v.

Case No. 3:00CV472-J21G

HENRY T. BLACKSTOCK,

Defendant.

**FINAL JUDGMENT OF PERMANENT INJUNCTION
AND OTHER RELIEF AS TO HENRY T. BLACKSTOCK**

Plaintiff Securities and Exchange Commission ("Commission") having commenced this action by filing its Complaint ("Complaint"), and defendant Henry T. Blackstock ("Blackstock") having in his Consent of Henry T. Blackstock ("Consent"), which was filed simultaneously with this Final Judgment and incorporated herein by reference, admitted the jurisdiction of this Court over him and the subject matter of this action, waived the entry of findings of fact and conclusions of law pursuant to Rule 52 of the Federal Rules of Civil Procedure, and, without admitting or denying the allegations of the Complaint, except as to jurisdiction, which he admits, consented to the entry of this Final Judgment, and it appearing that this Court has jurisdiction over Blackstock and over the subject matter hereof, and the Court being fully advised in the premises:

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I.

IT IS ORDERED, ADJUDGED AND DECREED that Blackstock, his agents, servants, employees, attorneys, and those persons in active concert or participation with them who receive actual notice of this Final Judgment by personal service or otherwise are hereby permanently enjoined and restrained from violating Section 17(a) of the Securities Act of 1933 (“Securities Act”) by, directly or indirectly, using any means or instruments of transportation or communication in interstate commerce or by use of the mails, to:

- (a) employ any device, scheme or artifice to defraud;
- (b) obtain money or property by means of any untrue statement of material fact or any omission to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or
- (c) engage in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon the purchaser,

in the offer or sale of any securities.

II.

IT IS ORDERED, ADJUDGED AND DECREED that Blackstock, his agents, servants, employees, attorneys, and those persons in active concert or participation with them who receive actual notice of this Final Judgment by personal service or otherwise are hereby permanently enjoined and restrained from violating Section 10(b) of the Securities Exchange Act of 1934 (“Exchange Act”) and Rule 10b-5 thereunder by,

directly or indirectly, using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange:

- (a) to employ any device, scheme, or artifice to defraud;
- (b) to make any untrue statement of a material fact or to omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or
- (c) to engage in any fact, practice, or course of business which operates or would operate as a fraud or deceit upon any person,

in connection with the purchase or sale of any security.

III.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, based upon Blackstock's sworn representations in his Statement of Financial Condition, dated as of April 6, 2001, as submitted to the Commission, the Court is ordering Blackstock to pay disgorgement of \$25,000 plus prejudgment interest, but is waiving payment thereof, and is not ordering him to pay a civil penalty pursuant to Section 21A of the Exchange Act. The determination to waive the payment of disgorgement and prejudgment interest, and not to impose a civil penalty, is contingent upon the accuracy and completeness of his Statement of Financial Condition. If at any time following the entry of this Final Judgment the Commission obtains information indicating that Blackstock's representations to the Commission concerning his assets, income, liabilities, or net worth were fraudulent, misleading, inaccurate, or incomplete in any material respect as of the time such representations were made, the Commission may, at its sole discretion and

without prior notice to Blackstock, petition this Court for an order requiring Blackstock to pay disgorgement, prejudgment interest and a civil penalty. In connection with any such petition, the only issue shall be whether the financial information provided by Blackstock was fraudulent, misleading, inaccurate, or incomplete in any material respect as of the time such representations were made, and the amount of the disgorgement, prejudgment interest and civil penalty to be imposed. In its petition, the Commission may move this Court to consider all available remedies, including, but not limited to, ordering Blackstock to pay funds or assets, directing the forfeiture of any assets, or sanctions for contempt of this Final Judgment, and the Commission may also request additional discovery. Blackstock may not, by way of defense to such petition, challenge the validity of his Consent or this Final Judgment, contest the allegations in the Complaint filed by the Commission or assert that the payment of disgorgement, prejudgment interest and a civil penalty should not be ordered.

IV.

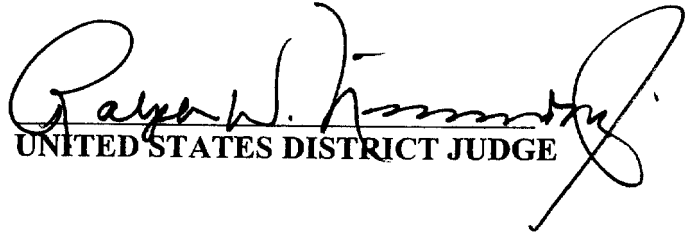
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Consent be, and hereby is, incorporated herein by reference with the same force and effect as if fully set forth herein and that defendant Blackstock shall fully comply with all of the undertakings and agreements incorporated herein.

V.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Final Judgment.

VI.

There being no cause for delay, the Clerk of the Court hereby is directed, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, to enter this Final Judgment forthwith.


UNITED STATES DISTRICT JUDGE

Dated: July 16, 2001
Jacksonville, Florida

Persons entitled to notice of this Order:

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Date Printed: 07/16/2001

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