

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

(1) SECURITIES AND EXCHANGE COMMISSION, §

Plaintiff, §

v. §

(1) BROADBAND WIRELESS INTERNATIONAL §

CORPORATION, a Nevada Corporation; §

(2) BROADCOM WIRELESS COMMUNICATIONS §

CORPORATION, an Oklahoma Corporation; §

(3) IVAN W. WEBB, and §

(4) DONALD L. KNIGHT, §

Defendants, §

and §

(1) BLACK GIANT RESOURCES CORPORATION, §

an Oklahoma Corporation, §

(2) BROADBAND WIRELESS COMMUNICATIONS §

CORPORATION, an Oklahoma Corporation, §

(3) MEDSCAN TECHNOLOGIES, INC., an Oklahoma §
Corporation, and §

(4) KIMBERLY KNIGHT, §

Relief Defendants. §

FILED

DEC 17 2001

ROBERT D. DENNIS, CLERK
U.S. DIST. COURT, WESTERN DIST. OF OKLAHOMA
BY *[Signature]* DEPUTY

Case No.: CIV-00-1375-R

DOCKETED

FINAL JUDGMENT OF PERMANENT INJUNCTION
AND OTHER EQUITABLE RELIEF AGAINST IVAN W. WEBB

Plaintiff Securities and Exchange Commission ("Commission"), having filed its Complaint in this matter, and defendant Ivan W. Webb ("Webb"), through his Stipulation and Consent ("Consent"), having admitted service of the Complaint, having waived service of process, having admitted the jurisdiction of this Court over him, having waived the entry of findings of fact and conclusions of law pursuant to Rule 52 of the Federal Rules of Civil Procedure, having entered into his Consent voluntarily, no threats, promises of immunity or assurances having been made by the Commission or by any of its members, officers, agents or

184

representatives to induce Webb to enter into his Consent, having consented without admitting or denying any of the allegations in the Commission's Complaint except as to jurisdiction as set forth above, to entry without further notice of this Final Judgment of Permanent Injunction and Other Equitable Relief ("Final Judgment") enjoining Webb from engaging in transactions, acts, practices and courses business that constitute and would constitute violations of Sections 5(a), 5(c) and 17(a) of the Securities Act of 1933 ("Securities Act"), [15. U.S.C. §§ 77e(a), 77e(c) and 77q(a)], 10(b), 13(a) of the Securities Exchange Act of 1934 (the "Exchange Act"), [15 U.S.C. §§78j(b) and 78m(a)], and Rules 10b-5, 12b-20, 13a-11 and 13a-13 [17 C.F.R. §§240.10b-5, 240.12b-20, 240.13a-11, 240.13a-13] promulgated thereunder; and it further appearing that this Court has jurisdiction over defendant Webb and over the subject matter of this action and that no further notice of hearing for the entry of this Final Judgment need be given; and the Court being fully advised in the premises:

1. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Defendant Ivan W. Webb, his agents, servants, employees, attorneys, and all other persons in active concert or participation with him who receive actual notice of this order, by personal service or otherwise, and each of them, be and hereby are permanently enjoined from violating sections 5(a) and 5(c) of the Securities Act [15 U.S.C. §§77e(a) and 77e(c)].

a. by making use of any means or instruments of transportation or communication in interstate commerce of the mails to sell a security through the use or medium of a prospectus or otherwise; or

b. by carrying or causing to be carried through the mails or in interstate commerce, by any means or instruments of transportation a security for the purpose of sale or for delivery after sale unless a registration statement is in effect as to the security;

or to make use of any means or instruments of transportation or communication in interstate commerce of the mails to offer to sell or offer to buy through the use or medium of a prospectus or otherwise a security

- a. unless a registration statement has been filed as to the security; or
- b. while the registration statement is the subject of
 - i. a refusal order,
 - ii. stop order or
 - iii. (prior to the effective date of the registration statement) any public proceeding or examination under section 8 of the Securities Act.

2. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Defendant Ivan W. Webb, his agents, servants, employees, attorneys, and all other persons in active concert or participation with him who receive actual notice of this order, by personal service or otherwise, and each of them, be and hereby are permanently enjoined from violating section 17(a) of the Securities Act [15 U.S.C. 77q(a)], directly or indirectly, in the offer or sale of a security, by making use of any means or instruments of transportation or communication in interstate commerce or by use of the mails:

- a. to employ any device, scheme or artifice to defraud;
- b. to obtain money or property by means of any untrue statement of a 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; and/or
- c. to engage in any transaction, practice or course of business which operates or would operate as a fraud or deceit upon any purchaser.

3. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Defendant Ivan W. Webb, his agents, servants, employees, attorneys, and all other persons in active concert or participation with him who receive actual notice of this order, by personal service or otherwise, and each of them, be and hereby are permanently enjoined from violating section 10(b) of the Exchange Act and Rule 10b-5 [15 U.S.C. §78j(b), 17 C.F.R. §240.10b-5], directly or indirectly, in connection with the purchase or sale of a security, by making use of any means or instrumentality of interstate commerce, of the mails or of any facility of any national securities exchange:

- a. to use or employ any manipulative or deceptive device or contrivance;
- b. to employ any device, scheme or artifice to defraud;
- c. to make any untrue statement of a material fact or 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; and/or
- d. to engage in any act, practice or course of business which operates or would operate as a fraud or deceit upon any person.

4. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Defendant Ivan W. Webb, his agents, servants, employees, attorneys, and all other persons in active concert or participation with him who receive actual notice of this order, by personal service or otherwise, and each of them, be and hereby are permanently enjoined from violating Section 13(a) of the Exchange Act [15 U.S.C. §§78m(a)] and Rules 13a-11, 13a-13 and 12b-20 [17 C.F.R. §§240.13a-1, 13a-13, 12b-20] promulgated thereunder by, directly or indirectly, or through aiding and abetting, filing or causing to be filed with the SEC any quarterly or interim report on behalf of any issuer, required to be filed with the SEC pursuant to Section 13(a) of the Exchange Act [15

U.S.C. §78m(a)] and the rules and regulations promulgated thereunder, which contains any untrue statement of material fact, which omits to state any material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, or which omits to disclose any information required to be disclosed.

5. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, Defendant Webb is ordered to pay a civil monetary penalty of \$50,000 pursuant to the provisions of Section 20(d) and Section 21(d)(3) of the Exchange Act [15 U.S.C. §78u(d)(3)]. All payments made pursuant to this paragraph shall be made by (a) United States money order, certified check, bank cashier's check or bank money order, (b) made payable to the Securities and Exchange Commission, (c) mailed by certified mail (return receipt requested) to the Comptroller, Securities and Exchange Commission, 450 Fifth Street, N.W., Mail Stop 0-3, Washington, D.C. 20549, and submitted under cover of letter identifying Ivan W. Webb as the defendant in this action, the case number of this action, the name of the Court, and the Commission's file number (FW-2202-A), with a copy of the cover letter sent to Harold F. Degenhardt, District Administrator of the Fort Worth District Office, Securities and Exchange Commission, 801 Cherry St., Suite 1900, Fort Worth, Texas 76102.

6. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Webb pay disgorgement in the amount of \$30,365.92 plus prejudgment interest in the amount of \$1,805.14. Defendant Webb is ordered to make this payment to Peter B. Bradford, Temporary Receiver herein, within thirty days of the entry date of this Judgment. All payments made pursuant to this paragraph shall be made by United States money order, certified check, bank cashier's check or bank money order.

7. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Webb, his officers, agents, servants, employees, attorneys, and those persons in active concert or participation with him, and each of them, be and they hereby are permanently enjoined and restrained from acting as a director or officer of any issuer having a class of securities registered with the Commission pursuant to Section 12 of the Exchange Act [15 U.S.C. § 78l] or required to file reports pursuant to Section 15(d) of the Exchange Act [15 U.S.C. § 78o(d)].

8. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Consent filed herein be, and the same is hereby, incorporated in this Final Judgment with the same force and effect as if fully set forth herein.

9. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court shall retain jurisdiction of this action for all purposes, including for purposes of entertaining any suitable application or motion by the Commission for additional relief within the jurisdiction of this Court, including but not limited to the relief requested by the Commission in its Complaint in this action.

10. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Final Judgment may be served upon defendant Webb in person or by mail either by the United States marshal, by the Clerk of the Court or by any member of the staff of the Commission.

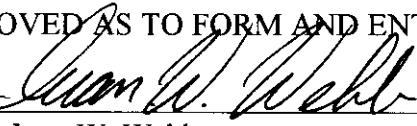
11. There being no just reason for delay, the Clerk of this Court is hereby directed to enter this Final Judgment pursuant to Rule 54 of the Federal Rules of Civil Procedure.

EXECUTED AND ENTERED at _____ o'clock p.m. CST this 17th day of December, 2000.

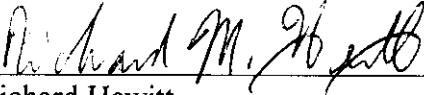


United States District Judge

APPROVED AS TO FORM AND ENTRY

By: 
Ivan W. Webb

APPROVED AS TO FORM AND ENTRY

By: 
Richard Hewitt
Attorney for Ivan W. Webb
Texas Bar No. 09560000
104 Houston Street, Suite D
Roanoke, Texas 76262
(817) 490-9100
(817) 490-9400 (fax)

APPROVED AS TO FORM AND ENTRY

By: 
Harold R. Loftin, Jr.
Texas Bar No. 12487090
United States Securities and Exchange Commission
Fort Worth District Office
801 Cherry Street, Suite 1900
Fort Worth, Texas 76102
(817) 978-6450
(817) 978-2700 (facsimile)