

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

**CLOSED  
CIVIL  
CASE**

SECURITIES AND EXCHANGE COMMISSION, )

Plaintiff, )

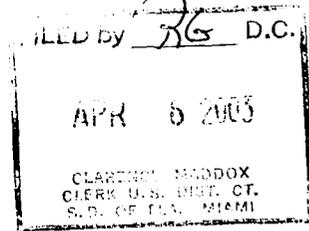
v. )

PUBLIC COMMUNICATION SERVICES, INC. )  
n/k/a SPRAWLNET.COM, INC., )  
ALFREDO SUSI, and RICHARD BALBER, )

Defendants. )

CASE NO.

03 - 20557



**FINAL JUDGMENT OF PERMANENT INJUNCTION, DISGORGEMENT  
AND OTHER RELIEF AS TO DEFENDANT RICHARD BALBER**

Defendant Richard Balber ("Balber"), by the Consent annexed hereto, without admitting or denying any of the allegations in the Commission's Complaint, except that he is admitting the allegation as to the jurisdiction of this Court over him and over the subject matter of this action, has agreed to the entry of this Final Judgment of Permanent Injunction, Disgorgement And Other Relief ("Final Judgment"). This Court having accepted such Consent and having jurisdiction over Defendant Balber and the subject matter of this action, and the Court being fully advised in the premises:

**I.**

**PERMANENT INJUNCTIVE RELIEF --  
SECTION 5 OF THE SECURITIES ACT OF 1933**

IT IS ORDERED AND ADJUDGED that Balber, his officers, agents, servants, employees, attorneys, and those persons in active concert or participation with them, and each of them, are hereby permanently restrained and enjoined from directly or indirectly, (a)

making use of any means or instruments of transportation or communication in interstate commerce or of the mails to sell securities in the form of units, common stock, warrants or any other securities, through the use or medium of any prospectus or otherwise, unless and until a registration statement is in effect with the Commission as to such securities; (b) carrying securities, in the form of units, common stock, warrants or any other securities, or causing them to be carried through the mails or in interstate commerce, by any means or instruments of transportation, for the purpose of sale or for delivery after sale, unless and until a registration statement is in effect with the Commission as to such securities; or (c) making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy, through the use or medium of any prospectus or otherwise, any securities, in the form of units, common stock, warrants or any other securities, unless a registration statement is filed with the Commission as to such securities, or while a registration statement filed with the Commission as to such security is the subject of a refusal order or stop order or (prior to the effective date of the registration statement) any public proceeding or examination under Section 8 of the Securities Act of 1933 ("Securities Act"), 15 U.S.C. § 77h, in violation of Sections 5(a) and 5(c) of the Securities Act, 15 U.S.C. §§ 77e(a) and 77e(c), provided, however, that nothing in the foregoing portion of this injunction shall apply to any security or transaction which is exempt from the provisions of Section 5 of the Securities Act, 15 U.S.C. § 77e.

**II.**

**PERMANENT INJUNCTIVE RELIEF --  
SECTION 17(A)(1) OF THE SECURITIES ACT OF 1933**

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber, his officers, agents, servants, employees, attorneys, and those persons in active concert or participation with them, and each of them, are hereby permanently restrained and enjoined from directly or indirectly, by use of any means or instruments of transportation or communication in interstate commerce, or by the use of the mails, in the offer or sale of securities, knowingly, willfully or recklessly employing devices, schemes or artifices to defraud, in violation of Section 17(a) of the Securities Act, 15 U.S.C. § 77q(a).

**III.**

**PERMANENT INJUNCTIVE RELIEF --  
SECTIONS 17(A)(2) AND (3) OF THE SECURITIES ACT**

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber, his officers, agents, servants, employees, attorneys, and those persons in active concert or participation with them, and each of them, are hereby permanently restrained and enjoined from directly or indirectly, by use of any means or instruments of transportation or communication in interstate commerce or by the use of the mails, in the offer or sale of securities, (i) obtaining money or property by means of untrue statements of material facts or omissions to state material facts necessary to make the statements made, in light of the circumstances under which they were made, not misleading; or (ii) engaging in acts, practices and courses of business which have operated and will operate as a fraud or deceit upon purchasers and prospective purchasers of such securities, in violation of Sections 17(a)(2) and (3) of the Securities Act, 15 U.S.C. §§ 77(q)(a)(2) and (3).

IV.

**PERMANENT INJUNCTIVE RELIEF -- SECTION 10(B)  
OF THE SECURITIES EXCHANGE ACT OF 1934 AND RULE 10B-5**

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber, his officers, agents, servants, employees, attorneys in fact, and those persons in active concert or participation with him, and each of them, directly or indirectly, be and they hereby are, permanently restrained and enjoined from, directly or indirectly, singly or in concert, or otherwise, by use of the means and instrumentalities of interstate commerce, and of the mails, and of any facility of any national securities exchange, in connection with the purchase or sale of the securities, as described herein, (i) employing devices, schemes or artifices to defraud; (ii) making untrue statements of material facts and omitting to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or (iii) engaging in acts, practices and courses of business which have operated as a fraud upon the purchasers of such securities, including, but not limited to, the dissemination of false and misleading press releases, in violation of Section 10(b) of the Securities Exchange Act of 1934 ("Exchange Act"), 15 U.S.C. § 78j(b), and Rule 10b-5, 17 C.F.R. § 240.10b-5.

V.

**PERMANENT INJUNCTIVE RELIEF --  
SECTION 15(A)(1) OF THE EXCHANGE ACT**

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber, his officers, agents, servants, employees, attorneys in fact, and those persons in active concert or participation with him, and each of them, are hereby permanently restrained and enjoined from directly or indirectly, by use of any means or instrumentality of interstate commerce or

of the mails, engaging in the business of effecting transactions in securities for the accounts of others or inducing or effecting the purchase and sale of securities while not themselves registered with the Commission in accordance with the provisions of Section 15(b) of the Exchange Act, or while not associated with a broker-dealer that was so registered, in violation of Section 15(a)(1) of the Exchange Act, 15 U.S.C. § 78j(a)(1).

**VI.**

**DISGORGEMENT AND CIVIL PENALTIES**

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber shall pay \$348,034 in disgorgement, which represents his ill-gotten proceeds received in connection with the securities offering made by Public Communications Services, Inc., n/k/a Sprawl.net.com, Inc., as alleged in the Commission's Complaint.

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber shall pay \$29,387.01 in prejudgment interest.

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber shall pay a civil monetary penalty in the amount of \$120,000 pursuant to Section 20(d) of the Securities Act, 15 U.S.C. § 77t(d); and Section 21(d)(3) of the Exchange Act, 15 U.S.C. § 78u(d)(3).

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber shall pay said disgorgement, prejudgment interest and civil monetary penalty to the United States Department of the Treasury, c/o Comptroller, Securities and Exchange Commission, 450 Fifth Street N.W., Washington, D.C., 20549, within thirty (30) days of the date of this Final Judgment, by cashier's check, certified check or postal money order, under cover of a letter that identifies the name and number of this action and the name of this Court, with

a copy to Robert K. Levenson, Esq., Securities and Exchange Commission, 801 Brickell Avenue, Suite 1800, Miami, Florida, 33131, counsel of record for the Plaintiff Securities and Exchange Commission.

**VII.**

**INCORPORATION OF CONSENT**

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber shall comply with the provisions of the attached Consent, and that such Consent is incorporated by reference as if fully set forth herein.

**VIII.**

**NOTICES**

**IT IS FURTHER ORDERED AND ADJUDGED** that Balber shall provide the Commission, at all times during the pendency of this action, with his current address for purposes of service of filings and other communications. Such notice shall be provided in writing to the Regional Director, Securities and Exchange Commission, 801 Brickell Avenue, Suite 1800, Miami, Florida 33131. Should Defendant Balber fail to provide such notice, service by mail at Defendant Balber's last known address shall be deemed proper service.

**IX.**

**RETENTION OF JURISDICTION**

**IT IS FURTHER ORDERED AND ADJUDGED** that this Court shall retain jurisdiction over this matter and Balber in order to implement and carry out the terms of all Orders and Decrees that may be entered and/or to entertain any suitable application or

motion for additional relief within the jurisdiction of this Court, and will order other relief that this Court deems appropriate under the circumstances.

**DONE AND ORDERED** at this 8 day of April 2003, <sup>at 1:00 PM.</sup> in  
Chambers at Miami, Florida.

  
UNITED STATES DISTRICT JUDGE

cc: Attached Service List

**SERVICE LIST**

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