

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

WILLIAM GRAULICH, IV and  
IVEST INTERNATIONAL HOLDINGS, INC.

Defendants.

Civil Action No.  
09-cv-04355 (WJM)

**ORDER GRANTING PLAINTIFF SECURITIES AND EXCHANGE  
COMMISSION’S MOTION FOR SUMMARY JUDGMENT, AND  
ORDERING RELIEF AGAINST DEFENDANTS WILLIAM GRUALICH, IV  
and IVEST INTERNATIONAL HOLDINGS, INC.**

AND NOW, this 18<sup>th</sup> day of June, 2013, upon consideration of Plaintiff Securities and Exchange Commission’s (“Commission”) motion (“Motion”) for an Order granting summary judgment against Defendants William Graulich, IV (“Graulich”) and iVest International Holdings, Inc. (“iVest”) (collectively, “Defendants”) granting injunctive relief against them, ordering them to disgorge ill-gotten gains together with prejudgment interest, and imposing on each Defendant a civil penalty, together with all the documents filed by the Commission in support its Motion, and Defendants’ response thereto, it is hereby ORDERED that the Commission’s Motion is GRANTED.

FURTHERMORE:

I.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendants and Defendants' agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise are permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the Securities Exchange Act of 1934 (the "Exchange Act") [15 U.S.C. § 78j(b)] and Rule 10b-5 promulgated thereunder [17 C.F.R. § 240.10b-5], by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security:

- (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 act, practice, or course of business which operates or would operate as a fraud or deceit upon any person.

II.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendants and Defendants' agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise are permanently restrained and enjoined from violating, directly or indirectly, Section 17(a) of the Securities Act of 1933 (the "Securities Act") [15 U.S.C. § 77q(a)] in the offer or sale of any

security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly by 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 obtain money or property by means of any untrue statement of a material fact or any omission of a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading; or
- (c) to engage in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon the purchaser.

III.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendants are jointly and severally liable for disgorgement of \$5,592,102, representing ill-gotten gains as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$1,897,597, and a civil penalty in the amount of \$ 5,592,102, for a total of \$ 13,081,801, 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. § 78(d)(3)].

IV.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that JPMorgan Chase Bank, N.A. ("JP Morgan"), within 14 days of the entry of this Order, shall transfer the balance of funds held in each of the accounts listed below to the Clerk of this Court, together with a cover letter identifying Graulich and iVest as defendants in this action; setting forth the title and civil action number of this action and the name of this Court; and specifying that payment is made

pursuant to this Order of the Court:

- a) Account number 726724438 in the name of “iVest Int’l Holdings Inc.” (balance believed to be approximately \$445,052);
- b) Account number 759111859 in the name of “iVest Int’l Holdings Inc.” (balance believed to be approximately \$723,318);
- c) Account number 2725279125 in the name of “iVest Int’l Holdings Inc.” (balance believed to be approximately \$1,764);
- d) Account number 2905630691 in the name of “William Graulich” (balance believed to be approximately \$36); and
- e) Account number 786423939 in the name of “William Graulich” (balance believed to be approximately \$1,190).

All of funds transferred from JP Morgan shall be applied toward the payment of the disgorgement, prejudgment interest, and penalty ordered against Defendants pursuant to this order. JP Morgan shall simultaneously transmit photocopies of such payment and letter to the Commission’s counsel in this action.

V.

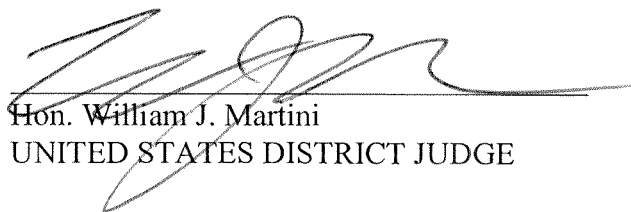
IT IS FURTHER ORDERED, ADJUDGED, AND DECREED shall Defendants shall satisfy the remaining monetary obligation under this Order by paying the balance of the disgorgement, prejudgment interest, and penalty ordered against them within 14 days after entry of this Order to the Clerk of the Court, together with a cover letter identifying Graulich and iVest as defendants in this action; setting forth the title and civil action number of this action and the name of this Court; and specifying that payment is made pursuant to this Order of the Court.

Defendants shall simultaneously transmit photocopies of such payment and letter to the Commission's counsel in this action.

VI.

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 Order.

Dated: 6/19/13

  
Hon. William J. Martini

UNITED STATES DISTRICT JUDGE