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FILED
CLERK, U.S. DISTRICT COURT
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CENTRAL DISTRICT OF CALIFORNIA
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CENTRAL DISTRICT OF CALIFORNIA
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13 UNITED STATES DISTRICT COURT
14 CENTRAL DISTRICT OF CALIFORNIA
15 WESTERN DIVISION

16 SECURITIES AND EXCHANGE COMMISSION,

17 Plaintiff,

18 v.

19 DAVID W. HALL, WILLIAM A. HALL,
20 WILLIAM Y. HALL, ROBERT J. NEPRUD,
21 ALAN J. SALEM AND THOMAS W. WAGNER,

22 Defendants.

23 THIS CONSTITUTES NOTICE OF ENTRY
24 AS REQUIRED BY FRCP, RULE 77(d).
25 CASE NO. 98-10325 NM (Mcx)

26 FINAL JUDGMENT OF
27 PERMANENT INJUNCTION
28 AS TO WILLIAM Y. HALL

Docketed
 Copies / NTC Sent
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___ CLSD

29 The Plaintiff SECURITIES AND EXCHANGE COMMISSION (the "COMMISSION"),
30 having duly commenced this action by filing its Complaint, and defendant WILLIAM Y. HALL
31 ("HALL"), having in his CONSENT AND UNDERTAKING OF WILLIAM Y. HALL (the
32 "CONSENT") entered a general appearance herein, having admitted the jurisdiction of this Court

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1 over him and over the subject matter of this action, and without admitting or denying any of the
2 allegations of the Complaint, except as to jurisdiction, which he admits, and without trial,
3 argument or adjudication of any issue of fact or law, having consented to the entry of this FINAL
4 JUDGMENT OF PERMANENT INJUNCTION AS TO WILLIAM Y. HALL (the "FINAL
5 JUDGMENT"), (i) permanently restraining and enjoining HALL from violating Sections 10(b)
6 and 14(e) of the Securities Exchange Act of 1934 ("Exchange Act") [15 U.S.C. § 78j(b) and
7 §78n(e)], and Exchange Act Rules 10b-5 and 14e-3 thereunder [17 C.F.R. § 240.10b-5 and 17
8 C.F.R. § 240.14e-3] thereunder, and (ii) ordering HALL to pay \$15,259 in disgorgement of
9 profits predicated on the acts alleged in the Complaint, plus \$4,269.39 in prejudgment interest
10 thereon and no penalty based on his financial condition; and it further appearing that this Court
11 has jurisdiction over HALL and the subject matter hereof, and the Court being fully advised in
12 the premises:
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15 **I.**

16 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that HALL , his agents,
17 servants, employees, attorneys and those persons in active concert or participation with them
18 who receive actual notice of the FINAL JUDGMENT, by personal service or otherwise, and each
19 of them, is permanently restrained and enjoined from violating Section 10(b) of the Securities
20 Exchange Act of 1934 ("Exchange Act") [15 U.S.C. § 78j(b)], and Exchange Act Rule 10b-5 [17
21 C.F.R. § 240.10b-5] thereunder, by, directly or indirectly, using any means or instrumentality of
22 interstate commerce, or of the mails, or of any facility of any national securities exchange to:
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- 24 (1) employ any device, scheme or artifice to defraud;
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1 (2) make any untrue statement of a material fact or to omit to state a material fact
2 necessary in order to make the statements made, in light of the circumstances
3 under which they were made, not misleading; or

4 (3) engage in any act, practice, or course of business which operates or would operate
5 as a fraud or deceit upon any person, in connection with the purchase or sale of
6 any security.
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8 **II.**

9 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that HALL, his agents,
10 servants, employees, attorneys and those persons in active concert or participation with them
11 who receive actual notice of the FINAL JUDGMENT, by personal service or otherwise, and each
12 of them, is permanently restrained and enjoined from violating Section 14(e) of the Exchange
13 Act [15 U.S.C. §78n(e)] and Exchange Act Rule 14e-3 [17 C.F.R. § 240.14e-3] thereunder by:
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15 (1) making any untrue statement of a material fact or omitting to state any material fact
16 necessary in order to make the statements made, in light of the circumstances under
17 which they were made, not misleading, or

18 (2) engaging in any fraudulent, deceptive, or manipulative acts or practices, in connection
19 with any tender offer or request or invitation for tenders, or any solicitation of security
20 holders in opposition to or in favor of any such offer, request or invitation.
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22 **III.**

23 **IT IS FURTHER HEREBY ORDERED, ADJUDGED AND DECREED** that
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25 defendant HALL shall pay \$15,259 for disgorgement of profits predicated on the acts alleged in
26 the Complaint and \$4,269.39 prejudgment interest thereon and assessing no penalty based on his
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1 financial condition. Payment of \$10,000 shall be made within (30) days of the entry of the
2 FINAL JUDGMENT and the balance within one year. Payment shall be made by U.S. Postal
3 money order, certified check, bank cashier's check, or bank money order, made payable to the
4 "SECURITIES AND EXCHANGE COMMISSION" and bearing on its face the caption "SEC v.
5 DAVID W. HALL;" and shall be transmitted by certified mail (return receipt requested) to the
6 Comptroller, U.S. Securities and Exchange Commission, Mail Stop 0-3, 450 Fifth Street, N.W.,
7 Washington, D.C. 20549; under cover of a letter that identifies the defendant, the name and case
8 number of this action, the name of this Court and the COMMISSION's case number (HO-3298).
9
10 A copy of the cover letter and the check or money order shall be transmitted simultaneously to
11 Gregory S. Bruch, Esq. at the U.S. Securities and Exchange Commission, 450 Fifth Street, N.W.,
12 Washington, D.C. 20549-0703.
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14 **IV.**

15 **IT IS FURTHER HEREBY ORDERED, ADJUDGED AND DECREED** that
16 defendant HALL shall comply with his undertakings to cooperate with the COMMISSION and
17 its staff and truthfully disclose all information with respect to his activities and the activities of
18 others about which the COMMISSION or its staff may inquire with respect to the matters alleged
19 in the Complaint; testify in all investigations, administrative and judicial proceedings involving
20 the Commission as a party at which the COMMISSION or its staff makes requests for his
21 testimony; make himself available as may be required by the COMMISSION or its staff; produce
22 any documents within his possession, custody or control, domestic or foreign, which are
23 requested by the COMMISSION or its staff; be accompanied at any time he so desires by
24 counsel of his choice; and give truthful and accurate information and testimony and not assert
25 any evidentiary or other privilege, other than the attorney-client and work product privileges.
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1 Notwithstanding the foregoing, nothing herein shall limit or otherwise affect HALL's rights
2 under the Fifth Amendment of the United States Constitution.

3 V.

4 **IT IS FURTHER HEREBY ORDERED, ADJUDGED AND DECREED** that the
5 annexed CONSENT be, and the same hereby is, incorporated herein by reference with the same
6 force and effect as if fully set forth herein.
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8 VI.

9 There being no just cause for delay, the Clerk of the Court is hereby directed, pursuant to
10 Rule 54(b) of the Federal Rules of Civil Procedure, to enter this FINAL JUDGMENT forthwith.
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12 
13 UNITED STATES DISTRICT JUDGE

14 NORA M. MANELLA

15 Dated: 6/30/00
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