

E-filing

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6 **UNITED STATES DISTRICT COURT**
 7 **NORTHERN DISTRICT OF CALIFORNIA**
 8 **SAN JOSE DIVISION**

9 SECURITIES AND EXCHANGE COMMISSION,

Case No. C-01-21069-JW

10 Plaintiff,

11 vs.

12 ROBERT J. PREVETT, WENDY GOODY, and
 13 CLIFFORD GOODY,

14 Defendants.

STIPULATION AND [~~PROPOSED~~] ORDER
 TO AMEND JUDGMENT AGAINST
 DEFENDANT ROBERT J. PREVETT

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2 On December 16, 2003, this Court entered the Order for Equitable and Monetary Relief
3 (the "Final Judgment") against defendant Robert J. Prevett ("Prevett"). In that Final
4 Judgment, the Court ordered Prevett to pay \$401,032 in disgorgement and prejudgment
5 interest and an additional \$300,000 in civil monetary penalties to the Securities and
6 Exchange Commission (the "Commission"). Prevett had tendered \$300,000 in checks to
7 the Commission to pay the civil monetary penalties. At the Commission's direction, he
8 has also tendered a check for \$401,032 to the Clerk of the Court to pay the disgorgement
9 and prejudgment interest. Because it is the Commission's intention to use the
10 disgorgement and prejudgment interest to compensate investors through an eventual
11 distribution of funds from the Court Registry, the Commission and Prevett hereby
12 stipulate to an amendment of the Final Judgment to provide that his disgorgement and
13 prejudgment interest obligation may be satisfied by the payment of \$401,032 to the Clerk
14 of the Court.
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17 Dated: January 30, 2004

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20 Dated: January 30, 2004

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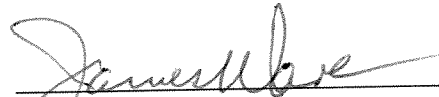
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ORDER AMENDING FINAL JUDGMENT

The parties having stipulated to such amendment, the Final Judgment entered against defendant Robert J. Prevett on December 16, 2003 is hereby amended to provide that his obligation to pay \$401,032.00 in disgorgement and prejudgment interest shall be satisfied by his payment of that amount to the Clerk of the Court. The Clerk of the Court shall hold the payment in the Court Registry pending the approval of a distribution plan for the benefit of investors.

SO ORDERED.

Dated: February 2, 2004



JAMES WARE
United States District Judge