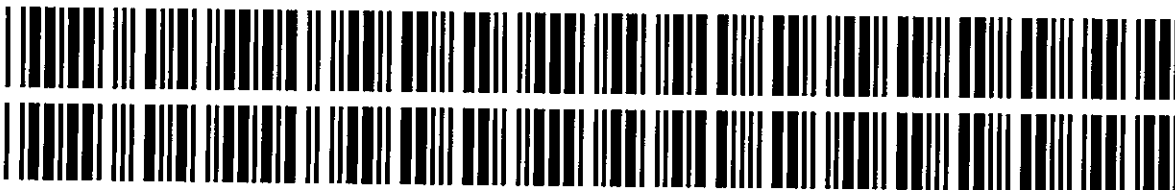


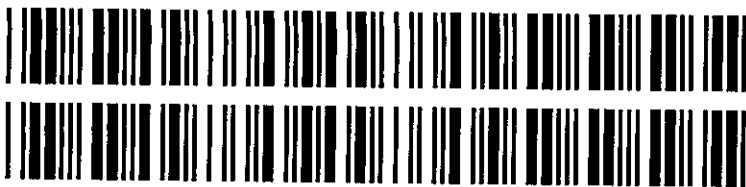
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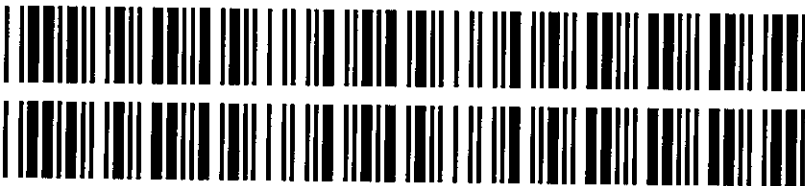
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09/29/2000



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ORIGINAL

1 Sandra J. Harris, Cal. Bar # 134153
2 Diana K. Tani, Cal. Bar # 136656

3 Attorneys for Plaintiff
4 Securities and Exchange Commission
5 Valerie Caproni, Regional Director
6 5670 Wilshire Boulevard, 11th Floor
7 Los Angeles, California 90036-3648
8 (323) 965-3998

BY _____ DEPUTY

BY AW
DEPUTY CLERK

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8 SEP 29 2000

9 U.S. DISTRICT COURT
10 DISTRICT OF NEVADA

BY AW DEPUTY

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CV-S-00-1160-PMP-RJJ

11 SECURITIES AND EXCHANGE
12 COMMISSION,

13 Plaintiff,

14 v.

15 COUNTRYLAND WELLNESS RESORTS,
16 INC., FRED CRUZ (a.k.a. FEDERICO CRUZ
17 GONZALEZ), LUIS R. HIDALGO, JR., and
18 DONALD E. STUDER,

19 Defendants.

JUDGMENT OF PERMANENT
INJUNCTION AND OTHER RELIEF
AGAINST DEFENDANT DONALD E.
STUDER

19 Plaintiff Securities and Exchange Commission ("Commission"), having filed and
20 served upon Defendant Donald E. Studer ("Studer"), a Summons and Complaint in this matter
21 and Studer, having admitted service upon him of the Summons and Complaint in this action
22 and the jurisdiction of this Court over him and over the subject matter of this action; having
23 been fully advised and informed of his right to a judicial determination of this matter; having
24 waived the entry of findings of fact and conclusions of law as provided by Rule 52 of the
25 Federal Rules of Civil Procedure; having consented to the entry of this Judgment of
26 Permanent Injunction and Other Relief Against Defendant Donald E. Studer ("Judgment"),
27 without admitting or denying the allegations in the Complaint, except as specifically set forth
28 in the Consent of Defendant Donald E. Studer to Entry of Judgment of Permanent Injunction

7

1 and Other Relief (“Consent”); and it appearing that no notice of hearing upon the entry of this
2 Judgment being necessary; and the Court being fully advised in the premises, and there being
3 no just reason for delay:

4 I.

5 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Studer and his
6 agents, servants, employees and attorneys, and all persons in active concert or participation
7 with any of them, who receive actual notice of this Judgment, by personal service or
8 otherwise, and each of them, are permanently restrained and enjoined from, directly or
9 indirectly, in the offer or sale and in connection with the purchase or sale of any security, by
10 the use of any means or instrumentality of interstate commerce or of the mails, or of any
11 facility of any national securities exchange:

12 A. employing any device, scheme, or artifice to defraud;

13 B. making any untrue statement of a material fact or omitting to state a material
14 fact necessary in order to make the statements made, in the light of the
15 circumstances under which they were made, not misleading; or

16 C. engaging in any act, practice, or course of business which operates or would
17 operate as a fraud or deceit upon any person;

18 in violation of Section 17(a) of the Securities Act of 1933 (“Securities Act”) [15 U.S.C. §
19 77q] and Section 10(b) of the Securities Exchange Act of 1934 (“Exchange Act”) [15 U.S.C.
20 § 78j(b)] and Rule 10b-5 thereunder [17 C.F.R. § 240.10b-5].

21 II.

22 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, based upon a
23 Statement of Financial Condition sworn to on February 1, 2000 (the “Financial Statement”)
24 which Studer submitted to the Commission representing his financial condition and
25 demonstrating that he is financially unable to pay a civil penalty, the Court is not ordering
26 Studer to pay a civil penalty. The Court does, however, note the appropriateness of civil
27 penalties in this instance. The determination that Studer is unable to pay a civil penalty is
28 conditioned on the accuracy and completeness of the Financial Statement submitted to the

1 Commission. If, at any time following the entry of this Final Judgment, the Commission
2 obtains information indicating that, in statements made by Studer to the Commission, Studer
3 materially understated his assets or income or materially overstated his liabilities or expenses,
4 or that Studer willfully omitted assets or income in any amount, the Commission may petition
5 the Court for a hearing to determine whether further sanctions are appropriate in light of any
6 understatement, overstatement, or willful omission. In connection with such petition, the
7 Commission may request the Court to order Studer to pay civil penalties in connection with
8 the violations alleged in the Complaint. In its petition, the Commission also may seek any
9 additional remedies, or request further discovery. Studer may not by way of defense to that
10 petition, contest the allegations in the Complaint or assert that no civil penalty is appropriate
11 for the violations alleged in the Complaint.

12 III.

13 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Studer shall
14 provide all documents in his possession, custody or control to the Commission and disclose
15 under oath all information with respect to his activities and the activities of others about
16 which the Commission or its staff may inquire or request. Such production of documents and
17 disclosure of information by Studer shall be made upon reasonable notice in writing and
18 without the service of a subpoena and subject only to the good faith assertion of any
19 privileges recognizable pursuant to the provisions of Rule 501 of the Federal Rules of
20 Evidence or the United States Constitution and amendments thereto.

21 IV.

22 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Studer shall, during
23 the pendency of this action against any defendant, remain subject to the discovery provisions
24 of the Federal Rules of Civil Procedure which apply to parties, and, in addition, agrees and
25 undertakes that he will appear without the service of a subpoena to testify as a witness at the
26 trial of this action or at any related proceeding.

27 *

28 *

V.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the provisions of the Consent filed concurrently with this Judgment are incorporated herein with the same force and effect as if fully set forth herein and that Studer shall comply with his Consent.

VI.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court shall retain jurisdiction over this action for all purposes including to determine the liability of any remaining defendants in this action, to implement, enforce, and carry out the terms of the Judgment and all other orders and decrees which have been and may be entered herein, and to grant such other relief as the Court may deem necessary and just.

* * * * *

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

IT IS SO ORDERED.

DATED this 29th day of Sept, 2000


United States District Judge