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FILED ENTERED
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OCT 3 - 2003
AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

FILED ENTERED
LODGED RECEIVED
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OCT 01 2003
AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

HEALTH MAINTENANCE CENTERS, INC.,
BAINBRIDGE HUMAN PERFORMANCE
CENTERS, PLLC, ZNETIX, INC., CASCADE
POINTE OF ARIZONA, LLC, CASCADE POINTE
OF NEVIS, LLC, KEVIN L. LAWRENCE,
DONOVAN C. CLAFLIN, CLIFFORD G. BAIRD,
KIMBERLY ALEXANDER, BONNIE M.
COUCH, STACY GRAY and VICKI L.
LAWRENCE,

Defendants.

Case No. C02-0153P

**FINAL
JUDGMENT OF
PERMANENT INJUNCTION
AND OTHER RELIEF
AGAINST CLIFFORD G.
BAIRD**

02-CV-00153-ORD

1 Plaintiff Securities and Exchange Commission ("Commission"), having filed and served
2 upon Defendant Clifford G. Baird ("Baird") a Summons and Complaint in this action; Baird
3 having admitted service upon him of the Summons and Complaint in this action and the
4 jurisdiction of this Court over him and over the subject matter of this action; having been fully
5 advised and informed of his right to a judicial determination of this matter; having waived the
6 entry of findings of fact and conclusions of law as provided by Rule 52 of the Federal Rules of
7 Civil Procedure; having consented to the entry of this Final Judgment Of Permanent Injunction
8 And Other Relief Against Clifford G. Baird ("Judgment") without admitting or denying the
9 allegations in the Complaint, except as specifically set forth herein and in the Consent Of
10 Clifford G. Baird To Entry Of Final Judgment Of Permanent Injunction And Other Relief
11 ("Consent"); no notice of hearing upon the entry of this Judgment being necessary; and this
12 Court being fully advised:

13 I.

14 IT IS ORDERED, ADJUDGED & DECREED that Baird and his officers, agents,
15 servants, employees, attorneys, and all persons in active concert or participation with any of
16 them, who receive actual notice of this Judgment, by personal service or otherwise, and each of
17 them, are permanently restrained and enjoined from, directly or indirectly:

- 18 A. making use of any means or instruments of transportation or communication in
19 interstate commerce or of the mails to sell the securities of any issuer, through the
20 use or medium of any prospectus or otherwise, unless and until a registration
21 statement is in effect as to such securities;
- 22 B. carrying or causing to be carried through the mails or in interstate commerce, by
23 any means or instruments of transportation, for the purpose of sale or for delivery
24 after sale, the securities of any issuer, unless and until a registration statement is in
25 effect as to such securities; and
- 26 C. making use of any means or instruments of transportation or communication in
27 interstate commerce or of the mails to offer to sell or offer to buy, through the use
28 or medium of any prospectus or otherwise, the securities of any issuer, unless and

1 of this Judgment and all other orders which may be entered herein, to resolve the Commission's
2 pending claims against Baird for civil penalties, and to entertain any suitable application or
3 motion for additional relief within the jurisdiction of this Court. In connection with the Court's
4 determination of whether to impose civil penalties against Baird, Baird shall not raise as a
5 defense that he is not liable for the payment of such civil penalties, if any, because he did not
6 violate one or more of the provisions of the Securities Act set forth in this Judgment.

7 Accordingly, for the purposes of determining whether to impose a penalty and, if so, in what
8 amount, the facts alleged in the Commission's Complaint are accepted as and deemed true by the
9 Court.

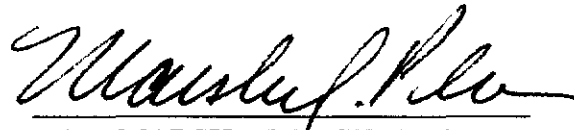
10 V.

11 IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that during the
12 pendency of this action against any defendant, Baird shall remain subject to the discovery
13 provisions of the Federal Rules of Civil Procedure which apply to parties, and, in addition, that
14 Baird shall, without service of a subpoena, to appear for his deposition or to testify as a witness
15 at any trial of this action or at any related proceeding. Failure to comply with the foregoing will
16 subject Baird to the remedies and sanctions set forth in Rule 37 of the Federal Rules of Civil
17 Procedure and all other available remedies.

18 VI.

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

21
22 DATED: Oct 3, 2003



HON. MARSHA J. PECHMAN
UNITED STATES DISTRICT JUDGE

24 Submitted By:

25 
26 _____

Nicolas Morgan
Attorney for Plaintiff
Securities and Exchange Commission

PROOF OF SERVICE

I am over the age of 18 years and not a party to this action. My business address is:

U.S. SECURITIES AND EXCHANGE COMMISSION, 5670 Wilshire Boulevard, 11th Floor, Los Angeles, California 90036-3648.

Telephone: (323) 965-3998; Fax: (323) 965-3908

On September 30, 2003, I caused to be served the document entitled **[PROPOSED] FINAL JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF AGAINST CLIFFORD G. BAIRD** upon the parties to this action addressed as stated on the attached service list:

OFFICE MAIL: By placing in sealed envelope(s), which I placed for collection and mailing today following ordinary business practices. I am readily familiar with this agency's practice for collection and processing of correspondence for mailing; such correspondence would be deposited with the U.S. Postal Service on the same day in the ordinary course of business.

PERSONAL DEPOSIT IN MAIL: By placing in sealed envelope(s), which I personally deposited with the U.S. Postal Service. Each such envelope was deposited with the U.S. Postal Service at Los Angeles, California, with first class postage thereon fully prepaid.

EXPRESS U.S. MAIL: Each such envelope was deposited in a facility regularly maintained at the U.S. Postal Service for receipt of Express Mail at Los Angeles, California, with Express Mail postage paid.

PERSONAL SERVICE: I caused to be personally delivered each such envelope by hand to the office of the addressee in the attached service list.

FEDERAL EXPRESS: By placing in sealed envelope(s) designated by Federal Express with delivery fees paid or provided for, which I deposited in a facility regularly maintained by Federal Express or delivered to a Federal Express courier, at Los Angeles, California.

FAX (BY AGREEMENT ONLY): By transmitting the document by facsimile transmission. The transmission was reported as complete and without error.

(Federal) I declare that I am employed in the office of a member of the bar of this Court, at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct

Date: September 30, 2003

Magnolia M. Marcelo
MAGNOLIA M. MARCELO

1 **SEC v. HEALTH MAINTENANCE CENTERS, INC., et al.**
2 **United States District Court - Western District of Washington**
3 **Case No. C 02-0153 P**
 (LA-2477)

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Posted

Other Orders/Judgments

2:02-cv-00153-MJP SEC v. Health Maintenance, et al

**U.S. District Court
Western District of Washington**

Notice of Electronic Filing

The following transaction was received from MD, entered on 10/6/2003 at 11:41 AM PDT and filed on 10/3/2003

Case Name: SEC v. Health Maintenance, et al
Case Number: 2:02-cv-153
Filer:
Document Number: 388

Docket Text:
FINAL JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF AGAINST CLIFFORD G BAIRD in favor of PLTF against DEFT CLIFFORD G BAIRD IN THE TOTAL SUM OF \$382,952.8. Clifford G Baird terminated. by Judge Marsha J. Pechman. (MD,)

The following document(s) are associated with this transaction:

Document description:Main Document
Original filename:n/a
Electronic document Stamp:
[STAMP dcecfStamp_ID=1035929271 [Date=10/6/2003] [FileNumber=465779-0]
[a62adbdcf17671048daa94f6a903158c1a2857686025d9a47c4c56af8e1954d775f
f210c195a325f4c6f543e4c5c30842dc00923d059114d99f3bcee9543ced]]

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