

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF ILLINOIS
SPRINGFIELD DIVISION**

UNITED STATES SECURITIES)
AND EXCHANGE COMMISSION,)

Plaintiff,)

v.)

No. 04-3224

BILL LARON STAPLETON,)

Defendant.)

FINAL JUDGMENT AS TO MONETARY RELIEF

This Court having previously entered a Judgment of Permanent Injunction and Other Relief (“Judgment of Permanent Injunction”) on October 21, 2005, which specifically left the issue of the appropriateness and amount of any monetary remedy to be resolved at a later date; and the parties having agreed to resolve the issues relating to the Commission’s claims for monetary relief; and Defendant in the accompanying Consent of Defendant Bill Laron Stapleton (“Consent”), having admitted jurisdiction of this Court over him and over the subject matter of this action, having waived the entry of findings of fact and conclusions of law pursuant to Rule 52 of the Federal Rules of Civil Procedure, and, without admitting or

denying the allegations of the Complaint, except as to jurisdiction, which he admits, having consented to entry of this Final Judgment as to Monetary Relief (“Final Monetary Judgment”); and it appearing that this Court has jurisdiction over Stapleton and the subject matter hereof, and this Court being fully advised in the premises:

I.

It Is Hereby Ordered, Adjudged, And Decreed that Defendant Stapleton is liable for disgorgement in the amount of \$253,252 representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$166,887.34, less restitution of \$20,721.48 paid by Defendant in the parallel criminal case (United States v. Bill L. Stapleton, Crim. Case No. 04-30048 (C.D. Ill.)), for a total of \$399,417.86. Defendant shall satisfy this \$399,417.86 payment obligation by paying \$399,417.86 within ten (10) business days after the entry of this Final Monetary Judgment to the Clerk of this Court, together with a cover letter identifying Bill Laron Stapleton as a Defendant 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. Defendant shall simultaneously transmit photocopies of such

payment and letter to the Commission's counsel in this action. By making this payment, Defendant relinquishes all legal and equitable right, title, and interest in such funds, and no part of the funds shall be returned to Defendant.

II.

It Is Further Ordered, Adjudged, And Decreed that the Clerk shall promptly cause to be paid over from the monies paid in satisfaction of Defendant's \$399,417.86 payment obligation in this action, all such monies up to, but not to exceed, the remaining balance due on Defendant's criminal restitution, toward the judgment for restitution entered in the criminal case referenced above. The Clerk shall then deposit all the remaining funds into a high-yield savings account at Chase Bank. These remaining funds, together with any interest and income earned thereon (collectively, the "Fund"), shall be held by Chase Bank until further order of the Court. In accordance with the guidelines set by the Director of the Administrative Office of the United States Courts, the Clerk is directed, without further order of this Court, to deduct from the income earned on the money in the Fund a fee equal to ten percent of the income earned on the Fund. Such fee shall not exceed that authorized by the Judicial Conference of the United

States. The Commission may propose a plan to distribute the Fund subject to the Court's approval. Defendant shall pay post-judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961; and

III.

It Is Further Ordered, Adjudged, And Decreed that the Consent is incorporated herein with the same force and effect as if fully set forth herein, and that Stapleton shall comply with all of the undertakings and agreements set forth therein; and

IV.

It Is Further Ordered, Adjudged, And Decreed that all of Stapleton's obligations pursuant to this Court's Judgment of Permanent Injunction entered on October 21, 2005, shall remain in full force and effect and are not affected, abrogated, or superseded in any way by this Final Monetary Judgment; and

V.

It Is Further Ordered, Adjudged, And Decreed that this Court shall retain jurisdiction of this matter for all purposes, including the implementation and enforcement of this Final Monetary Judgment; and finally

VII.

It Is Ordered, Adjudged, And Decreed that there being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, the Clerk is ordered to enter this Final Monetary Judgment forthwith and without further notice.

IT IS THEREFORE SO ORDERED.

ENTER: April 16, 2009

FOR THE COURT:

s/ Jeanne E. Scott
JEANNE E. SCOTT
UNITED STATES DISTRICT JUDGE