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FILED  
CLERK, U.S. DISTRICT COURT  
JUL 20 2005  
CENTRAL DISTRICT OF CALIFORNIA  
BY [Signature] DEPUTY

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ENTERED U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIF.  
BY [Signature]

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11 UNITED STATES DISTRICT COURT  
12 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
13 WESTERN DIVISION

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15 SECURITIES AND EXCHANGE  
COMMISSION,

16 Plaintiff,

17 vs.

18 PETER F. PAUL, STEPHEN M.  
19 GORDON and JEFFREY L.  
PITTSBURG,

20 Defendants.

Case No. CV 04-6613 SVW (SSx)

**[PROPOSED] FINAL  
JUDGMENT OF PERMANENT  
INJUNCTION AND OTHER  
RELIEF AGAINST DEFENDANT  
JEFFREY L. PITTSBURG**

THIS CONSTITUTES NOTICE OF ENTRY  
AS REQUIRED BY FRCP, RULE 77(d).

21  
22 Plaintiff Securities and Exchange Commission ("Commission"), having  
23 filed and served upon Jeffrey L. Pittsburg ("Pittsburg") a Summons and  
24 Complaint ("Complaint") and Pittsburg having entered a general appearance;  
25 consented to the Court's jurisdiction over him and the subject matter of this  
26 action; consented to the entry of this Final Judgment Of Permanent Injunction  
27 And Other Relief Against Jeffrey L. Pittsburg ("Final Judgment") without  
28 admitting or denying the allegations of the Complaint (except as to jurisdiction);

SCANNED

1 waived findings of fact and conclusions of law; and waived any right to appeal  
2 from this Final Judgment:

3 I.

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

- 11 a. employing any device, scheme or artifice to defraud;
  - 12 b. obtaining money or property by means of any untrue statement of a  
13 material fact or any omission to state a material fact necessary in  
14 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 transaction, practice, or course of business which  
17 operates or would operate as a fraud or deceit upon the purchaser;
- 18 in violation of Section 17(a) of the Securities Act of 1933 ("Securities Act"),  
19 15 U.S.C. § 77q(a).

20 II.

21 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that  
22 Pittsburg and his agents, servants, employees and attorneys, and all persons in  
23 active concert or participation with any of them, who receive actual notice of  
24 this Final Judgment by personal service or otherwise, and each of them, are  
25 permanently restrained and enjoined from, directly or indirectly, in connection  
26 with the purchase or sale of any security, by the use of any means or  
27 instrumentality of interstate commerce, or of the mails, or of any facility of any  
28 national securities exchange:

SCANNED

- 1 a. employing any device, scheme, or artifice to defraud;
- 2 b. making any untrue statement of a material fact or omitting to state
- 3 a material fact necessary in order to make the statements made, in
- 4 the light of the circumstances under which they were made, not
- 5 misleading; or
- 6 c. engaging in any act, practice, or course of business which operates
- 7 or would operate as a fraud or deceit upon any person;
- 8 in violation of Section 10(b) of the Securities Exchange Act of 1934
- 9 (“Exchange Act”), 15 U.S.C. § 78j(b) and Rule 10b-5 promulgated thereunder,
- 10 17 C.F.R. § 240.10b-5.

11 **III.**

12 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that

13 Pittsburg is liable for disgorgement of \$315,000, representing profits gained as a

14 result of the conduct alleged in the Complaint, together with pre-judgment

15 interest thereon in the amount of \$96,482.72, for a total of \$411,482.72. Based

16 upon Pittsburg’s sworn representations in his Statement Of Financial Condition

17 dated May 12, 2005, and other documents and information submitted to the

18 Commission, however, this Court is not ordering Pittsburg to pay a civil

19 penalty pursuant to Section 20(d) of the Securities Act, 15 U.S.C. § 77t(d), or

20 Section 21(d)(3) of the Exchange Act, 15 U.S.C. § 78u(d)(3) and payment of all

21 but \$100,000 of the disgorgement and pre-judgment interest thereon is waived.

22 Pittsburg shall satisfy this obligation by paying \$100,000 plus post-judgment

23 interest calculated pursuant to 28 U.S.C. § 1961 within sixty days of entry of

24 this Final Judgment by certified check, cashier’s check or United States postal

25 money order payable to the Securities and Exchange Commission. The payment

26 shall be delivered or mailed to the Office of Financial Management, Securities

27 and Exchange Commission, Operations Center, 6432 General Green Way, Mail

28 Stop 0-3, Alexandria, Virginia 22312, and shall be accompanied by a cover

SCANNED

1 letter identifying Pittsburg's name as a defendant in this action; setting forth the  
2 title and civil action number of this action and the name of this Court; and  
3 specifying that payment is made pursuant to this Final Judgment. Pittsburg  
4 shall simultaneously transmit photocopies of such payment and letter to the  
5 Commission's counsel in this action. By making this payment, Pittsburg  
6 relinquishes all legal and equitable right, title, and interest in such funds, and no  
7 part of the funds shall be returned to Pittsburg. Pittsburg shall also pay post-  
8 judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961. The  
9 determination not to impose a civil penalty and waive payment of all but  
10 \$100,000 of the disgorgement and pre-judgment interest thereon is contingent  
11 upon the accuracy and completeness of Pittsburg's Statement Of Financial  
12 Condition. If at any time following the entry of this Final Judgment the  
13 Commission obtains information indicating that Pittsburg's representations to  
14 the Commission concerning his assets, income, liabilities, or net worth were  
15 fraudulent, misleading, inaccurate or incomplete in any material respect as of  
16 the time such representations were made, the Commission may, at its sole  
17 discretion and without prior notice to Pittsburg, petition the Court for an order  
18 requiring Pittsburg to pay the unpaid portion of the disgorgement, pre-judgment  
19 and post-judgment interest thereon, and the maximum civil penalty allowable  
20 under the law. In connection with any such petition, the only issue shall be  
21 whether the financial information provided by Pittsburg was fraudulent,  
22 misleading, inaccurate or incomplete in any material respect as of the time such  
23 representations were made. In its petition, the Commission may move this  
24 Court to consider all available remedies, including, but not limited to, ordering  
25 Pittsburg to pay funds or assets, directing the forfeiture of any assets, or  
26 sanctions for contempt of this Final Judgment. The Commission may also  
27 request additional discovery. Pittsburg may not, by way of defense to such  
28 petition: (1) challenge the validity of his Consent or this Final Judgment;

SCANNED

1 (2) contest the allegations in the Complaint filed by the Commission; (3) assert  
2 that payment of disgorgement, pre-judgment and post-judgment interest or a  
3 civil penalty should not be ordered; (4) contest the amount of disgorgement and  
4 pre-judgment and post-judgment interest; (5) contest the imposition of the  
5 maximum civil penalty allowable under the law; or (6) assert any defense to  
6 liability or remedy, including, but not limited to, any statute of limitations  
7 defense.

8 IV.

9 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that  
10 Pittsburg's Consent is incorporated herein with the same force and effect as if  
11 fully set forth herein, and that Pittsburg shall comply with all the undertakings  
12 and agreements set forth therein.

13 V.

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

22 VI.

23 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this  
24 Court shall retain jurisdiction of this matter for the purposes of enforcing the  
25 terms of this Final Judgment.

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VII.

There being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, the Clerk of the Court is ordered to enter this Final Judgment forthwith and without further notice.

SCANNED

DATED: 7/18/05

  
UNITED STATES DISTRICT JUDGE  
HONORABLE STEPHEN V. WILSON

SCANNED

**CERTIFICATE OF SERVICE**

I, Magnolia M. Marcelo, am over the age of eighteen years, am not a party to this action, and am a citizen of the United States. My business address is 5670 Wilshire Boulevard, 11th Floor, Los Angeles, California 90036. On July 18, 2005, I caused to be served the [PROPOSED] FINAL JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF AGAINST DEFENDANT JEFFREY L. PITTSBURG by causing to be mailed true and correct copies thereof in sealed envelopes, postage prepaid, addressed to:

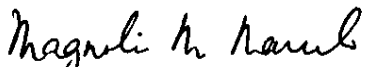
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*Pro Se*

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Joseph A. Tagliaferro III, Esq.  
Lederer Nojima Tagliaferro LoPresti & Blakely LLP  
11755 Wilshire Boulevard, Suite 1200  
Los Angeles, CA 90025  
*Attorney for Defendant Jeffrey L. Pittsburg*

I declare under penalty of perjury that the foregoing is true and correct.

DATED: July 18, 2005

  
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Magnolia M. Marcelo

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