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UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

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UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

CASE NO.: 6:07-CV-1920-Orl-22KRS

SECURITIES AND EXCHANGE COMMISSION,)
)
Plaintiff,)
)
v.)
)
ROBERT E. LANE,)
WEALTH POOLS INTERNATIONAL, INC., and)
RECRUIT FOR WEALTH, INC.,)
)
Defendants,)
)
T-N-T EDUCATION COMPANY, INC.,)
RICHARD LANE,)
MUNDO TRADE, INC.,)
RENEE BECKER,)
JULIA LANE, and)
FIRST FIDUCIARY BUSINESS TRUST,)
)
Relief Defendants.)
)
)

**FINAL JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF
AS TO DEFENDANT ROBERT E. LANE**

Plaintiff Securities and Exchange Commission commenced this action by filing its Complaint against, among others, Defendant Robert E. Lane ("Robert Lane"). In its Complaint, the Commission sought, among other relief, disgorgement and a permanent injunction against Robert Lane to prohibit violations of: (1) Sections 5(a) and 5(c) of the Securities Act of 1933 ("Securities Act"), 15 U.S.C. §§ 77e(a) and 77e(c); (2) Section 17(a)(1) of the Securities Act, 15 U.S.C. § 77q(a)(1); (3) Sections 17(a)(2) and 17(a)(3) of the Securities Act, 15 U.S.C. §§ 77(q)(a)(2) and 77(q)(a)(3); and (4) Section 10(b) of the Securities Exchange Act of 1934 ("Exchange Act"), 15 U.S.C. § 78j(b), and Rule 10b-5, thereunder, 17 C.F.R. § 240.10b-5.

Robert Lane, by the Consent of Robert E. Lane to entry of Final Judgment of Permanent Injunction and Other Relief and Consents of Relief Defendants Renee Becker and Julia Lane to entry of Final Judgment and Other Relief (“Consent”), without admitting or denying any of the allegations in the Complaint, except he acknowledges service of the Complaint and admits the jurisdiction of this Court over him and over the subject matter of this action, has agreed to the entry of this Final Judgment and Other Relief as to Defendant Robert E. Lane (“Final Judgment”). Furthermore, Robert Lane has waived findings of fact and conclusions of law. This Court, having accepted the Consent of Robert Lane and having jurisdiction over him and the subject matter of this action, and having considered the record in this case, orders as follows:

I.

FRAUD IN VIOLATION OF SECTION 17(a)(1)-(3) OF THE SECURITIES ACT

IT IS ORDERED AND ADJUDGED that Robert Lane, his officers, agents, servants, employees, attorneys, and all persons in active concert or participation with him who receive actual notice of this Final Judgment by personal service or otherwise are permanently restrained and enjoined from violating, directly or indirectly, Section 17(a) of the Securities Act [15 U.S.C. § 77q(a)] in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails:

- (a) to employ any device, scheme, or artifice to defraud in violation of 15 U.S.C. § 77q(a)(1);
- (b) to obtain money or property by means of any untrue statement of a material fact or any omission of a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading in violation of 15 U.S.C. §§ 77q (a)(2); or

- (c) to engage in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon the purchaser in violation of 15 U.S.C. §§ 77q(a)(3).

II.

**FRAUD IN VIOLATION OF SECTION 10(b) OF THE EXCHANGE ACT AND RULE
10b-5 THEREUNDER**

IT IS FURTHER ORDERED AND ADJUDGED that Robert Lane, his officers, agents, servants, employees, attorneys, and all persons in active concert or participation with him who receive actual notice of this Final Judgment by personal service or otherwise are permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the Securities Exchange Act [15 U.S.C. § 78j(b)] and Rule 10b-5 promulgated thereunder [17 C.F.R. § 240.10b-5], by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security:

- (a) to employ any device, scheme, or artifice to defraud;
- (b) to make any untrue statement of a material fact or to omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; or
- (c) to engage in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person in violation of 15 U.S.C. § 78j(b) or Rule 10b-5, 17 C.F.R. § 240.10b-5 thereunder.

III.

VIOLATION OF SECTIONS 5(a) AND (c) OF THE SECURITIES ACT

IT IS FURTHER ORDERED AND ADJUDGED that Robert Lane, his officers, agents, servants, employees, attorneys, and all persons in active concert or participation with him who receive actual notice of this Final Judgment by personal service or otherwise, are hereby

permanently restrained and enjoined from violating, directly or indirectly, Sections 5(a) and 5(c) of the Securities Act, 15 U.S.C. §§ 77e(a) and 77e(c);:

- (a) making use of any means or instruments of transportation or communication in interstate commerce or of the mails to sell securities in the form of units, common stock, warrants or any other securities through the use or medium of any prospectus or otherwise, unless and until a registration statement is in effect with the Commission as to such securities;
- (b) carrying securities, in the form of units, common stock, warrants or any other securities, or causing them to be carried through the mails or in interstate commerce, by any means or instruments of transportation, for the purpose of sale or for delivery after sale, unless and until a registration statement is in effect with the Commission as to such securities; or
- (c) making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy, through the use or medium of any prospectus or otherwise, any securities, in the form of units, common stock, warrants or any other securities unless a registration statement is filed with the Commission as to such securities, or while a registration statement filed with the Commission as to such security is the subject of a refusal order or stop order or (prior to the effective date of the registration statement) any public proceeding or examination under Section 8 of the Securities Act, 15 U.S.C. 77h, in violation of Sections 5(a) and 5(c) of the Securities Act, 15 U.S.C. §§ 77e(a) and 77e(c).

IV.

DISGORGEMENT AND CIVIL PENALTY

IT IS FURTHER ORDERED AND ADJUDGED that Defendant Robert Lane and Relief Defendant Julia Lane are jointly and severally liable for disgorgement of \$2,346,882 representing gains received as a result of the conduct alleged in the complaint, together with prejudgment interest on disgorgement of \$119,457, for a total of \$2,466,339.

Based on the sworn representations made in the Statements of Financial Condition of Robert Lane, as updated on December 16, 2008, and other documents and information submitted to the Commission ("Statements of Financial Condition"), the Court is not imposing a civil money penalty

against Robert Lane, not requiring payment of prejudgment interest by Robert Lane, and after payment of the below listed assets, the Court is waiving the remaining amount of disgorgement by Robert Lane:

1. Robert Lane and Julia Lane shall pay 100% of the proceeds of the account held by Julia Lane at Edward Jones, account number 314-08253-1-0 to the Court-Appointed Receiver that were identified in the Statements of Financial Condition, with an approximate balance of \$206,000 as of November 5, 2008.

2. Robert Lane and Julia Lane shall pay 52% of the net proceeds from the sale of the real property located at 12711 Broleman Road, Orlando, FL 32832 ("Broleman Road Property"), which was identified in the Statements of Financial Condition, to the Court-Appointed Receiver. Within twenty (20) days from the date of this Order, Robert Lane and Julia Lane and the Commission shall agree on a real estate broker and upon a fee for the real estate broker's services to sell the Broleman Road Property. If the parties cannot come to an agreement on a real estate broker and fee for the real estate broker's services to sell the Broleman Road Property, either party may file an appropriate motion for the Court to determine the real estate broker and the appropriate fee for the real estate broker's services to sell the Broleman Road Property. The parties estimate the Broleman Road Property is worth approximately \$1,300,000 based on the appraised value, although changing market conditions, may cause the realized amount to differ significantly from the appraised amount. In addition, the Broleman Road Property shall only be sold on terms and conditions, including price, agreed upon by Robert Lane and Julia Lane and the Commission. If the parties cannot come to an agreement on terms and conditions, including price, either party may file an appropriate motion for the Court to determine the appropriate terms and

conditions, including price, for the sale of the Broleman Road Property. Moreover, before the sale of the Broleman Road Property, Robert Lane and Julia Lane shall provide the Commission with a sworn affidavit that there is no undisclosed relationship with the buyer, payments from the buyer, or agreements to use or leaseback the Broleman Road Property. In addition, Robert Lane and Julia Lane shall be entitled to receive 48% of the net proceeds from the sale of the Broleman Road Property, less any advances they received as described below.

3. Robert Lane and Julia Lane have disclosed the following bank accounts: (1) Bank of America Checking Account, held in the name of Julia Lane, last four account numbers 5715, with an approximate balance of \$30,502 as of December 6, 2007; (2) Bank of America Savings Account, held jointly by Robert and Julia Lane, last four account numbers 9156, with an approximate balance of \$2,669 as of December 11, 2007; (3) Florida Choice Account, held in the name of Julia Lane, last four account numbers 2906, with an approximate balance of \$50,000 as of December 14, 2007; and (4) United Southern Account, held in the name of Robert Lane, last four account numbers 4868, with an approximate balance of with an approximate balance of \$16,000 as of December 1, 2008; (collectively "Bank Accounts").

From the Bank Accounts, Robert Lane and Julia Lane shall be allowed to pay or receive the following amounts: (a) pay the 2007 real estate taxes relating to the Broleman Road Property; (b) pay \$2,000 for legal expenses to Michael LaFay, Esq.; (c) receive any social security payments that were deposited after the Court imposed the Asset Freeze; (d) receive \$700 for the cost of the appraisal on the Broleman Road Property; (e) receive from the Florida Choice account held in the name of Julia Lane, last four account numbers 2906,

with an approximate balance of \$50,000 as of December 14, 2007, an advance of \$31,000, which shall be repaid to the Commission out of their proceeds from the sale of the Broleman Road Property; and (f) pay for reasonable and necessary repairs and maintenance needed to maximize the value of the Broleman Road Property. Payments for taxes, including the principal amount, interest and penalties shall not exceed \$7,000 without written agreement by the parties or further order of the Court. Payments for reasonable and necessary repairs and maintenance needed to maximize the value of the Broleman Road Property shall only be released upon written confirmation of counsel for the Commission and shall not exceed \$10,000 without written agreement by the parties or further order of the Court. The release of social security payments shall only occur after Robert and Julia Lane provide documentation to the Commission that social security funds were deposited in one or more of the Bank Accounts after the Court entered the Asset Freeze and no social security funds shall be released without written agreement by the parties or further order of the Court.

Within thirty (30) days from the date of this Order, Robert Lane and Julia Lane shall turnover all funds, monies, assets, or anything else of value remaining in the Bank Accounts after the payment of the above-described items in the preceding paragraph (items II ¶3a-f) to the Court-Appointed Receiver.

4. Robert Lane and Julia Lane shall pay 100% of the proceeds from the sale of the Pontoon Boat and two jet-skis that were identified in the Statements of Financial Condition, to the Court-Appointed Receiver. Within ten (10) days from the date of this Order, Robert Lane and Julia Lane shall deed or transfer the Pontoon Boat and two jet-skis to the Court appointed Receiver. Robert and Julia Lane estimate that the Pontoon Boat and two jet-skis are collectively worth approximately \$22,500, although changing market

conditions, may cause the realized amount to differ significantly from the estimated amount; and

5. Robert Lane shall waive any claim he may have against Defendants Wealth Pools International, Inc. and Recruit for Wealth, Inc., including, but not limited to, any claim for account receivable, return of capital, wage or bonus. In addition, if Robert Lane turns over the assets listed above, the Commission shall waive any claim it may have against him arising from any promissory note, if any, assigned to the Commission in connection with this action.

IT IS FURTHER ORDERED AND ADJUDGED by making any payment due under this Final Judgment, Robert Lane relinquishes all legal and equitable right, title, and interest in such funds and assets, and no part of the funds or assets shall be returned to them.

For the above referenced assets, accounts, properties or funds, the Asset Freeze shall remain in full force and effect, and assets may only be transferred to carry out the terms of this Order.

However, for any assets not listed above, the Asset Freeze against Robert Lane shall be lifted.

The determination to waive partial payment of disgorgement, all pre-judgment interest and not impose a civil penalty against Robert Lane is contingent upon the accuracy and completeness of the Statements of Financial Condition, and other documents and information submitted to the Commission. If at any time following the entry of this Final Judgment the Commission obtains information indicating that any of the representations of Robert Lane to the Commission concerning any of his assets, income, liabilities, or net worth were fraudulent, misleading, inaccurate, or incomplete in any material respect as of the time they made such

representations, the Commission may, at its sole discretion and without prior notice to Robert Lane, petition the Court for an order requiring him to pay the unpaid portion of the disgorgement, pre-judgment and any accrued post-judgment interest, and pay a civil money penalty. In connection with any such petition, the only issue shall be whether the financial information Robert Lane provided was fraudulent, misleading, inaccurate, or incomplete in any material respect as of the time he provided the information. In its petition, the Commission may move this Court to consider all available remedies, including, but not limited to, ordering Robert Lane to pay funds or assets, directing the forfeiture of any assets, or sanctions for contempt of this Final Judgment. The Commission may also request additional discovery. Robert Lane may not, by way of defense to such petition: (1) challenge the validity of the Consent or this Final Judgment; (2) contest the allegations in the Complaint filed by the Commission; (3) assert that the Court should not order payment of disgorgement, pre-judgment or accrued post-judgment interest; (4) assert that the Court should not order him to pay a civil penalty; (5) contest the amount of disgorgement and pre-judgment and accrued post-judgment interest; or (6) assert any defense to liability or remedy, including, but not limited to, any statute of limitations defense.

V.

INCORPORATION OF THE CONSENT

IT IS FURTHER ORDERED AND ADJUDGED that the Consent is incorporated herein with the same force and effect as if fully set forth herein, and Robert Lane shall comply with their respective undertakings and agreements set forth therein.

VI.

RETENTION OF JURISDICTION

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

VII.

CERTIFICATION UNDER RULE 54(b)

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 Judgment forthwith and without further notice.

DONE AND ORDERED in Chambers in Orlando, Florida, this 14th day of September 2009.


ANNE C. CONWAY
UNITED STATES DISTRICT JUDGE

Copies to all counsel and parties of record.