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MAY 11 2004
CENTRAL DISTRICT OF CALIFORNIA
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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

CHARLES BAYNE, a/k/a CHARLES
TAYLOR, and IRA POSNANSKY,
a/k/a IRA POST,

Defendants.

^W
Case No. 03-3922 RGK (SHSx)

**[PROPOSED] FINAL JUDGMENT
IMPOSING DISGORGEMENT,
PREJUDGMENT INTEREST AND
CIVIL PENALTIES AGAINST
DEFENDANT CHARLES BAYNE**

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

ENTERED
CLERK, U.S. DISTRICT COURT
MAY 13 2004
CENTRAL DISTRICT OF CALIFORNIA
BY *(Signature)* DEPUTY

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SCANNED

1 This Court, having granted the Plaintiff Securities and Exchange
2 Commission's summary judgment motion, enters this Final Judgment Imposing
3 Disgorgement, Prejudgment Interest, and Civil Penalties ("Final Judgment")
4 against Charles Bayne a/k/a Charles Taylor ("Bayne").

5 I.

6 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that pursuant to
7 Section 20(d) of the Securities Act, 15 U.S.C. § 77u(d), and Section 21(d)(3) of the
8 Exchange Act, 15 U.S.C. § 78u(d)(3), Defendant Bayne shall pay civil penalties in
9 the amount of \$120,000. Defendant Bayne shall pay this penalty within sixty days
10 of entry of this Final Judgment by cashier's check, certified check or postal money
11 order. This payment shall be made payable to the United States Treasury and shall
12 be transmitted to the Office of Financial Management, 6432 General Green Way,
13 Stop 0-3, Alexandria, Virginia 22312, under cover of a letter which identifies the
14 defendant, the name and case number of this litigation and the name of the Court.
15 A copy of the cover letter and check shall be simultaneously transmitted to counsel
16 for the Commission at its Los Angeles office, located at 5670 Wilshire Boulevard,
17 11th Floor, Los Angeles, California 90036.

18 II.

19 IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that
20 Defendant Bayne shall pay disgorgement in the amount of \$955,143 representing
21 ill-gotten gains as a result of the conduct alleged in the Commission's Complaint,
22 together with prejudgment interest. Defendant Bayne shall pay the disgorgement
23 and prejudgment interest within sixty days of entry of this Final Judgment by
24 cashier's check, certified check or postal money order made payable to the United
25 States Securities and Exchange Commission, which check or money order shall be
26 transmitted to the Office of Financial Management, 6432 General Green Way, Stop
27 0-3, Alexandria, Virginia 22312, under cover of a letter which identifies the
28 defendant, the name and case number of this litigation and the name of the Court.

SCANNED

1 A copy of the cover letter and check shall be simultaneously transmitted to counsel
2 for the Commission at its Los Angeles office, located at 5670 Wilshire Boulevard,
3 11th Floor, Los Angeles, California 90036.

4 **III.**

5 IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that
6 this Court shall retain jurisdiction over this action for all purposes, including to
7 implement, enforce and carry out the terms of this Final Judgment and all other
8 orders and decrees that may be entered herein, and to grant such other relief as this
9 Court may deem necessary and just.

10 * * *

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

14
15
16 DATED: MAY 11 2004

R. Gary Klausner
17 THE HONORABLE R. GARY KLAUSNER
18 UNITED STATES DISTRICT JUDGE

19 Submitted by:

20
21 *Peter Del Greco*
22 Jose F. Sanchez
23 Peter F. Del Greco
24 Attorneys for Plaintiff
25 Securities and Exchange Commission
26
27
28

PROOF OF SERVICE

SCANNED

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 No. (323) 965-3998; Facsimile No. (323) 965-3908.

On April 9, 2004, I served the document entitled **[PROPOSED] FINAL JUDGMENT IMPOSING DISGORGEMENT, PREJUDGMENT INTEREST AND CIVIL PENALTIES AGAINST DEFENDANT CHARLES BAYNE** 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.

HAND DELIVERY: I caused to be hand delivered each such envelope to the office of the addressee.

FEDERAL EXPRESS BY AGREEMENT OF ALL PARTIES: 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.

ELECTRONIC MAIL: By transmitting the document by electronic mail to the electronic mail address as stated on the attached service list.

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 that the foregoing is true and correct.

Date: April 9, 2004

Magnolia M. Marcelo
MAGNOLIA M. MARCELO

SCANNED

1 **SEC v. CHARLES BAYNE, et al.**
 2 **United States District Court - Central District of California**
 3 **Case No. CV 03-3922 RGK (SHSx)**
 (LA-2475)

4 **SERVICE LIST**

5 Charles Bayne aka Charles Taylor
 6 2712 Sleepy Hollow Place
 7 Glendale, CA 91206
 Pro Se

8
 9 Charles Bayne aka Charles Taylor
 c/o Tammi Yem
 10 620 N. Kenwood Street
 11 Glendale, CA 91206

12 Michael F. Perlis, Esq.
 13 Stroock Stroock & Lavan LLP
 14 2029 Century Park East, Suite 1800
 Los Angeles, CA 90067-3086
 15 ***Former Counsel of Defendant Charles Bayne aka Charles Taylor***

16 Irving M. Einhorn, Esq.
 17 Law Offices of Irving M. Einhorn
 18 1710 10th Street
 Manhattan Beach, CA 90266
 19 ***Attorney for Defendant Ira Posnansky a/k/a Ira Post***

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