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FILED  
CLERK, U.S. DISTRICT COURT  
SEP 17 2003  
CENTRAL DISTRICT OF CALIFORNIA  
DEPUTY  
BY

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

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11 UNITED STATES DISTRICT COURT  
12  
13 CENTRAL DISTRICT OF CALIFORNIA

14 SECURITIES AND EXCHANGE  
15 COMMISSION,

16 Plaintiff,

17 v.

18 CHARLES BAYNE, a/k/a CHARLES  
19 TAYLOR, and IRA POSNANSKY,  
20 a/k/a IRA POST,

21 Defendants.

Case No. CV 03-3922 RGK (SHSx)

**FINAL JUDGMENT OF  
PERMANENT INJUNCTION AND  
OTHER RELIEF AGAINST IRA  
POSNANSKY A/K/A IRA POST**

ENTERED  
CLERK, U.S. DISTRICT COURT  
SEP 18 2003  
CENTRAL DISTRICT OF CALIFORNIA  
DEPUTY  
BY

22 Plaintiff Securities and Exchange Commission ("Commission"), having  
23 filed and served upon Defendant Ira Posnansky a/k/a Ira Post ("Posnansky") a  
24 Summons and Complaint in this action; Posnansky having admitted service upon  
25 him of the Summons and Complaint in this action and the jurisdiction of this Court  
26 over him and over the subject matter of this action; having been fully advised and  
27 informed of his right to a judicial determination of this matter; having waived the  
28 entry of findings of fact and conclusions of law as provided by Rule 52 of the  
Federal Rules of Civil Procedure; having consented to the entry of this Final  
Judgment Of Permanent Injunction And Other Relief Against Ira Posnansky a/k/a  
Ira Post ("Final Judgment") without admitting or denying the allegations in the

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1 Complaint, except as specifically set forth in the Consent Of Ira Posnansky a/k/a  
2 Ira Post To Entry Of Final Judgment Of Permanent Injunction And Other Relief  
3 (“Consent”); no notice of hearing upon the entry of this Final Judgment being  
4 necessary; and this Court being fully advised:

5 **I.**

6 IT IS ORDERED, ADJUDGED AND DECREED that Posnansky and his  
7 agents, servants, employees, and attorneys, and those persons in active concert or  
8 participation with them who receive actual notice of this Final Judgment by  
9 personal service or otherwise, are permanently restrained and enjoined from,  
10 directly or indirectly:

- 11 a. making use of any means or instruments of transportation or  
12 communication in interstate commerce or of the mails to sell any  
13 security through the use or medium of any prospectus or otherwise,  
14 unless a registration statement is in effect as to such security;
- 15 b. carrying or causing to be carried through the mails or in interstate  
16 commerce, by any means or instruments of transportation, any such  
17 security for the purpose of sale or for delivery after sale, unless a  
18 registration statement is in effect as to such security; and
- 19 c. making use of any means or instruments of transportation or  
20 communication in interstate commerce or of the mails to offer to sell  
21 or offer to buy through the use or medium of any prospectus or  
22 otherwise, any security, unless a registration statement has been filed  
23 with the Commission as to such security, or while a registration  
24 statement is the subject of a refusal order or stop order or (prior to the  
25 effective date of the registration statement) any public proceeding of  
26 examination under Section 8 of the Securities Act, 15 U.S.C. § 77h;  
27 in violation of Sections 5(a) and 5(c) of the Securities Act, 15 U.S.C. §§ 77e(a) &  
28 77e(c).

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**II.**

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Posnansky and his agents, servants, employees and attorneys, and those persons in active concert or participation with them who receive actual notice of this Judgment by personal service or otherwise, are permanently restrained and enjoined from making use of the mails or any means or instrumentality of interstate commerce to effect any transactions in, or to induce or attempt to induce the purchase or sale of, any security without being registered as a broker or dealer pursuant to Section 15(b) of the Securities Exchange Act of 1934, 15 U.S.C. § 78o(b) (the "Exchange Act"), in violation of Section 15(a)(1) of the Exchange Act, 15 U.S.C. § 78o(a)(1).

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**III.**

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Court shall retain jurisdiction to determine the appropriateness and amount of a civil penalty against Posnansky. In connection with any hearing to determine the appropriate amount of a civil penalty, Posnansky shall not raise as a defense that he is not liable for payment of a civil penalty, because he did not violate the provisions of the Securities Act, the Exchange Act, or rules thereunder as set forth in the Complaint. Solely for the purposes of determining the amount of a civil penalty against Posnansky, the Court shall accept and deem as true the facts alleged in the Commission's Complaint.

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**IV.**

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Posnansky shall not be entitled to a trial by jury for purposes of determining the amount of a civil penalty.

**V.**

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the provisions of the Consent filed concurrently with this Final Judgment are

1 incorporated herein with the same force and effect as if fully set forth herein and  
2 that Posnansky shall comply with his Consent.

3 **VI.**

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

13 **VII.**

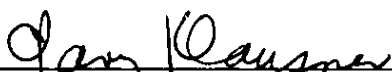
14 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that this  
15 Court shall retain jurisdiction over this action for all purposes, including  
16 implementing and carrying out the terms of this Final Judgment and all other  
17 orders which may be entered herein, to resolve the Commission's pending claims  
18 against Posnansky for disgorgement, together with prejudgment interest, and for a  
19 civil penalty, and to entertain any suitable application or motion for additional  
20 relief within the jurisdiction of this Court.

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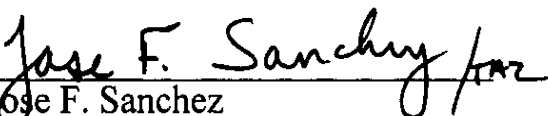
VIII.

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

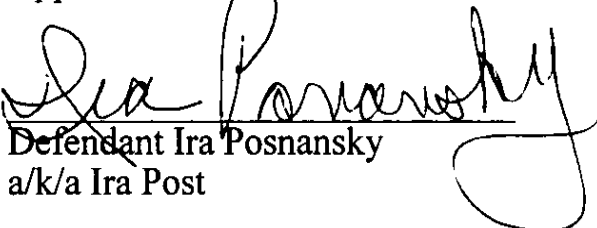
DATED: SEP 15 2003

  
HONORABLE R. GARY KLAUSNER  
UNITED STATES DISTRICT JUDGE

Submitted by

  
Jose F. Sanchez  
Attorney for Plaintiff  
Securities and Exchange Commission

Approved as to form and content:

  
Defendant Ira Posnansky  
a/k/a Ira Post

**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, 11<sup>th</sup> Floor, Los Angeles, California 90036-3648

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

On September 15, 2003, I served the document entitled **FINAL JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF AGAINST IRA POSNANSKY A/K/A IRA POST** 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: September 15, 2003

Magnolia M. Marcelo  
MAGNOLIA M. MARCELO

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 Drive  
7                                    Glendale, CA 91205  
8                                    ***Pro Se***

9                                    Irving M. Einhorn, Esq.  
10                                    Law Offices of Irving M. Einhorn  
11                                    1601 Cloverfield Boulevard  
12                                    2<sup>nd</sup> Floor-South Tower  
13                                    Santa Monica, CA 90404  
14                                    ***Attorney for Defendant Ira Posnansky a/k/a Ira Post***

15                                    Ira Posnansky a/k/a Ira Post  
16                                    6335 Tahoe Drive  
17                                    Los Angeles, CA 90068  
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