

2. Since the Court entered the above order, the SEC has elected to dismiss any claims for disgorgement, prejudgment interest thereon, and/or civil penalties against the Defendant provided for in Section IV of the Amended Order of Permanent Injunction.

3. Accordingly, the court enters final judgment in the present matter to include the relief previously imposed in the Amended Order of Permanent Injunction and to dismiss the SEC's claims for disgorgement, prejudgment interest thereon, and/or civil penalties against the Defendant provided for in Section IV of the Amended Order of Permanent Injunction.

4. The court retains jurisdiction of this matter for the purpose of enforcing the terms of the order of Final Judgment and the Amended Order of Permanent Injunction.

Dated: September 18, 2008

s/ James G. Carr

JAMES G. CARR
UNITED STATES DISTRICT JUDGE