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Handwritten marks: #44, Owan, J, and a circular stamp: U.S. DISTRICT COURT FILED SEP. 16 1996 S. D. OF N. Y.

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

- against -

JURY MATT HANSEN, FERGUS SLOAN,
NILDA ZIM, ROBERT ROWE, PACIFIC INLAND
BANK and PACIFIC INLAND BANCORP.,

Defendants,

and

PATRICIA BURKE and CHRISTIE HANSEN,

Relief Defendants.

95 Civ. 9143 (RO)

**FINAL JUDGMENT BY
DEFAULT AGAINST
DEFENDANT NILDA ZIM**

96,1978

Plaintiff Securities and Exchange Commission ("Commission")
having commenced this action for injunctive and other relief by
the filing of a Summons and Complaint against Defendant Nilda Zim
("Zim"), as well as against other defendants, on October 25,
1995, and the Commission having moved for entry of a judgment by
default against defendant Zim pursuant to Fed. R. Civ. P. 55(b),
and the Court having considered the Memorandum of Law, the
Declaration of Lamond William Kearsse, Esq. in support of the
entry of a judgment by default against defendant Zim, as well as

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the attached exhibits and the Clerk's Certificate, and all other prior proceedings had herein.

THE COURT FINDS AS AGAINST DEFENDANT ZIM THAT:

1. The Court has jurisdiction over this action pursuant to Section 22(a) of the Securities Act of 1933 ("Securities Act"), 15 U.S.C. § 77v(a), and Sections 21(e) and 27 of the Securities Exchange Act of 1934 ("Exchange Act"), 15 U.S.C. §§ 77u(e), 78aa.

2. Valid service of the Commission's Complaint in this action and of a valid Summons was effected upon defendant Zim as of November 11, 1995 in compliance with Rule 4(e) of the Federal Rules of Civil Procedure.

3. Defendant Zim, having failed to answer, plead or otherwise respond to the Complaint, has defaulted in this action under Rule 55 of the Federal Rules of Civil Procedure.

4. The default entered on August 23, 1996 by the Clerk of this Court against defendant Zim is hereby approved and ratified.

5. As a consequence of its default, defendant Zim has admitted the allegations set forth in the Commission's Complaint.

NOW THEREFORE:

I.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Zim is permanently restrained and enjoined from, directly or indirectly, singly or in concert, in the offer or sale of any security, by use of the mails, or any means or instrument of transportation or communication in interstate commerce:

- (A) employing any device, scheme, or artifice to defraud;
or
- (B) obtaining money or property by means of any untrue statement of a material fact or any omission to state a material fact necessary to make the statements made, in the light of the circumstances under which they were made, not misleading; or
- (C) engaging in any transaction, practice or course of business which operates or would operate as a fraud or deceit upon the purchaser,

in violation of Section 17(a) of the Securities Act, 15 U.S.C. § 77q(a).

II.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Zim is permanently restrained and enjoined from, directly or indirectly, singly or in concert, in connection with the purchase or sale of any security, by use of any means or instrumentality of interstate commerce, or the mails, or of any facility of any national securities exchange:

- (A) employing any device, scheme, or artifice to defraud;
or
- (B) making any untrue statement of a material fact or omitting to state any 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) engaging in any act, practice or course of business which operates or would operate as a fraud or deceit upon any person,

in violation of Section 10(b) of the Exchange Act, 15 U.S.C. § 78j(b), and Rule 10b-5 thereunder, 17 C.F.R § 240.10b-5.

III.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Zim is permanently restrained and enjoined from, directly or indirectly, singly or in concert, obtaining, receiving, or enjoying the beneficial use of a loan or other extension of credit from any lender for the purpose of purchasing or carrying securities in violation of Section 7(f) of the Exchange Act, 15 U.S.C. § 78g(f), or any rule or regulation promulgated thereunder, including, without limitation, Regulation X, 12 C.F.R. § 224 et seq., promulgated by the Federal Reserve Board, by among other things:

- (1) wilfully causing credit to be extended in contravention of Regulations T or U;
- (2) purchasing securities in a cash account without having sufficient funds in the account to pay for the securities, or without promptly making full cash payment for the securities before selling them and without contemplating selling them prior to making such payment; or
- (3) selling securities in a cash account without the securities being held in the account, or without owning

the securities and promptly depositing them into the account.

IV.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Zim be, and hereby is, permanently restrained and enjoined from, directly or indirectly, singly or in concert, offering for sale any security, and from opening or trading in any brokerage accounts or engaging in the purchase or sale of any security. This restraint is absolute, and shall be effective regardless whether such solicitations, purchases or sales are made in furtherance of a scheme or artifice to defraud.

V.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Zim shall pay disgorgement in the amount of \$785,637.12, \$404,729 of which Zim is jointly and severally liable with defendants Fergus Sloan and Jury Matt Hansen, representing her gains from the conduct alleged in the Complaint, plus prejudgment interest thereon in the amount of \$470,977.09. Such payment shall be made to the United States Treasury by U.S. postal money order, certified check, bank cashier's check, or bank money order payable to the order of the Securities and Exchange Commission, and shall be delivered to the Comptroller, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549, under cover of a letter that identifies defendant Zim, the name and civil action number of this litigation, and the Court in which it was brought. A copy of the cover letter and payment shall be simultaneously

transmitted to Wayne M. Carlin, Assistant Regional Director, U.S. Securities and Exchange Commission, Northeast Regional Office, 7 World Trade Center, 13th Floor, New York, New York 10048.

VI.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Zim shall pay a civil penalty in the amount of \$ 785,636. pursuant to R.O. Section 20(d) of the Securities Act, 15 U.S.C. §77t(d), and Section 21(d)(3) of the Exchange Act, 15 U.S.C. §78u(d)(3). Such payment shall be made to the United States Treasury by U.S. postal money order, certified check, bank cashier's check, or bank money order payable to the order of the Securities and Exchange Commission, and shall be delivered to the Comptroller, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549, under cover of a letter that identifies defendant Zim, the name and civil action number of this litigation, and the Court in which it was brought. A copy of the cover letter and payment shall be simultaneously transmitted to Wayne M. Carlin, Assistant Regional Director, U.S. Securities and Exchange Commission, Northeast Regional Office, 7 World Trade Center, 13th Floor, New York, New York 10048.

VII.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Final Judgment is binding upon Zim, her officers, agents, servants, employees, and attorneys, and upon those persons in active concert or participation with her who receive actual notice of

this Final Judgment by personal service or otherwise, pursuant to Federal Rule of Civil Procedure 65(d).

VIII.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court shall retain jurisdiction of this matter for all purposes.

IX.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that, there being no just reason for delay, the Clerk is directed, pursuant to Fed. R. Civ. P. 54(b), to enter this Final Judgment By Default Against Defendant Zim forthwith and without further notice.

DATED: September 11, 1996



HONORABLE RICHARD OWEN



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

- against -

JURY MATT HANSEN, FERGUS SLOAN,
NILDA ZIM, ROBERT ROWE, PACIFIC INLAND
BANK and PACIFIC INLAND BANCORP.,

Defendants,

and

PATRICIA BURKE and CHRISTIE HANSEN,

Relief Defendants.

95 Civ. 9143 (RO)

CLERK'S CERTIFICATE

I hereby certify that the docket entries in the above
entitled action indicate as follows:

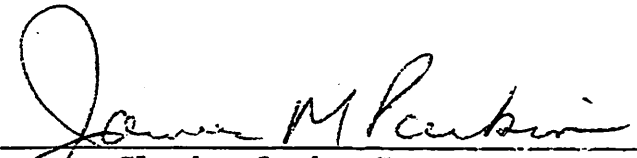
1. The Summons and Complaint herein were filed on October
25, 1995.

2. Service of copies of the Summons and Complaint upon
defendant Nilda Zim ("Zim") was completed on November 11, 1995,
by leaving copies thereof at defendant Zim's dwelling with
Caroline Zim, defendant Zim's sister-in-law.

3. Defendant Zim has not moved or filed an answer with
respect to the Complaint herein and her time to answer the
Complaint has expired.

The default of the defendant Zim is hereby noted.

Dated: New York, New York
August 23, 1996


Clerk of the Court
United States District Court
Southern District of New York

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