

UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

vs.

LEWIS ALLEN RIVLIN; EDWIN EARL HULING  
III; AND ALFRED HUASCAR VELARDE,

Defendants,

and

Z-FINANCE, S.A.; ANTHONY P. ZIOUDAS;  
HEDLEY FINANCE, LTD.; CHRISTIAN DANTE;  
AND CHRYSANTHOS CHRYSOSTOMOU,

Relief Defendants.

*Amended*  
**ORDER AND FINAL JUDGMENT  
AS TO DEFENDANT LEWIS ALLEN RIVLIN**

Based on the Court's Order, Final Judgment, Findings of Fact and Conclusions of Law issued as to Defendant Lewis Allen Rivlin on August 23, 2001, and all other papers filed in this action, it is hereby:

A

ORDERED, ADJUDGED AND DECREED that that Defendant Lewis Allen Rivlin, his agents, servants, employees, attorneys, and those persons in active concert or participation with him who receive actual notice of this Final Judgment, by personal service or otherwise, and each of them, are permanently enjoined and restrained from, in the offer or sale of any securities by the use of any means or instruments of transportation or communication in interstate commerce or by the use of the mails, directly or indirectly: (1) employing any device, scheme or artifice to defraud, (2) obtaining money or property by means of any untrue statement of a material fact or any omission to state a material fact necessary in order to make the statements made, in the light of the circumstances under

**FILED**

**JUN 4 2002**

~~U.S. DISTRICT COURT FOR THE DISTRICT OF COLUMBIA~~  
**U.S. DISTRICT COURT**

Case No. 1:99CV01455 (RCL)

which they were made, not misleading, or (3) 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 of 1933 ("Securities Act") [15 U.S.C. § 77q(a)]; and it is hereby

**B**

FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Lewis Allen Rivlin, his agents, servants, employees, attorneys, and those persons in active concert or participation with him who receive actual notice of this Final Judgment, by personal service or otherwise, and each of them, are permanently enjoined and restrained from, directly or indirectly, in connection with the purchase or sale of the securities of any issuer, by the use of any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange: (1) employing any device, scheme or artifice to defraud, (2) making any untrue statement of a material fact or omitting to state a material fact necessary in order to make the statement made, in the light of the circumstances under which they were made, not misleading, or (3) 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 of 1934 ("Exchange Act") [15 U.S.C. § 78j(b)], and Rule 10b-5 [17 C.F.R. § 240.10b-5] promulgated thereunder; and it is hereby

**C**

FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Lewis Allen Rivlin, his agents, servants, employees, attorneys, and those persons in active concert or participation with him who receive actual notice of this Final Judgment, by personal service or otherwise, and each of them, are permanently enjoined and restrained from Rivlin violating Section 15(a)(1) of the Exchange Act [15 U.S.C. § 78(o)(a)(1)] by, in the absence of any applicable exemption, 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 (other than an exempted security or commercial paper, bankers' acceptances or commercial bills) unless registered as a broker dealer in accordance with Section 15(b) of the Exchange Act; and it is hereby

**D**

FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Lewis Allen Rivlin, his agents, servants, employees, attorneys, and those persons in active concert or participation with him who receive actual notice of this Final Judgment, by personal service or otherwise, and each of them, are permanently enjoined and restrained from, directly or indirectly, any involvement in, or conduct facilitating or relating in any way to, any program purporting to involve trading or related activities in bank debentures or other bank instruments; and it is hereby

**E**

FURTHER ORDERED, ADJUDGED AND DECREED that, within 10 days of the entry of this Judgment, Defendant Lewis Allen Rivlin shall pay in disgorgement:

- \$2,000,000 to New World Industries, Inc. (c/o Martin Mushkin, Esq., Pomeranz, Gottlieb & Mushkin, LLC, 205 Lexington Avenue, 16<sup>th</sup> Floor, New York, NY 10016-6022, Tel: (212) 779-4233, Fax: (212) 779-4241); and
- \$1,000,000 to Thunderbird Management Limited Partnership (c/o Allen J. Nudelman, Esq., The Heideman Law Group, P.C., 1714 N Street, N.W., Washington, D.C. 20036-2907, Tel: (202) 462-8990, Fax: (202) 462-8995); and
- \$500,000 to Carlos Jose Marques, \$500,000 to Antonio Rui Malheiro, and \$500,000 to Jose Alberto Fonseca (c/o Martin Mushkin, Esq., Pomeranz, Gottlieb & Mushkin, LLC, 205 Lexington Avenue, 16<sup>th</sup> Floor, New York, NY 10016-6022, Tel: (212) 779-4233, Fax: (212) 779-4241), with copies to Allen J. Nudelman, Esq., The

Heideman Law Group, P.C., 1714 N Street, N.W., Washington, D.C. 20036-2907,  
Tel: (202) 462-8990, Fax: (202) 462-8995);

provided, however, that these amounts may be reduced to the extent that Defendant Lewis Allen Rivlin can demonstrate that Relief Defendants Hedley Finance, Ltd., Christian Dante and Chrysanthos Chrysostomou have paid disgorgement in this action; and it is hereby

**F**

FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Lewis Allen Rivlin shall pay the following prejudgment interest on the amount described in Paragraph E above:

- \$538,575.25 to New World Industries, Inc. (c/o Martin Mushkin, Esq., Pomeranz, Gottlieb & Mushkin, LLC, 205 Lexington Avenue, 16<sup>th</sup> Floor, New York, NY 10016-6022, Tel: (212) 779-4233, Fax: (212) 779-4241); and
- \$269,287.56 to Thunderbird Management Limited Partnership (c/o Allen J. Nudelman, Esq., The Heideman Law Group, P.C., 1714 N Street, N.W., Washington, D.C. 20036-2907, Tel: (202) 462-8990, Fax: (202) 462-8995); and
- \$134,643.71 to Carlos Jose Marques, \$134,643.71 to Antonio Rui Malheiro, and \$134,643.71 to Jose Alberto Fonseca (c/o Martin Mushkin, Esq., Pomeranz, Gottlieb & Mushkin, LLC, 205 Lexington Avenue, 16<sup>th</sup> Floor, New York, NY 10016-6022, Tel: (212) 779-4233, Fax: (212) 779-4241), with copies to Allen J. Nudelman, Esq., The Heideman Law Group, P.C., 1714 N Street, N.W., Washington, D.C. 20036-2907, Tel: (202) 462-8990, Fax: (202) 462-8995);

provided, however, that these amounts may be reduced to the extent that that Defendant Lewis Allen Rivlin can demonstrate that Relief Defendants Hedley Finance, Ltd.,

Christian Dante and Chrysanthos Chrysostomou have paid prejudgment interest in this action.

**G**

FURTHER ORDERED, ADJUDGED AND DECREED that within 10 days of the entry of this Final Judgment, Defendant Lewis Allen Rivlin shall pay the following additional disgorgement and prejudgment interest:

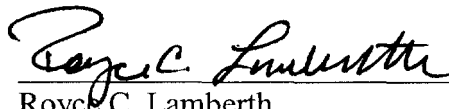
- \$546,120 in disgorgement, plus \$147,063 in prejudgment interest, to the Fundacion Perez Pallares; and
- \$39,960 in disgorgement, plus \$10,760 in prejudgment interest, to Fernando Perez; and
- \$26,640 in disgorgement, plus \$7,174 in prejudgment interest, to Emmanuel Jose Arrazola; and
- \$26,640 in disgorgement, plus \$7,174 in prejudgment interest, to Brent Butts; and
- \$26,640 in disgorgement, plus \$7,174 in prejudgment interest, to Ronald Shore;

provided, however, that these amounts may be reduced to the extent that that Defendant Lewis Allen Rivlin can demonstrate that Relief Defendants Z-Finance, S.A. and Anthony P. Zioudas have paid disgorgement over and above \$873,000 plus prejudgment interest in this action. The checks shall be delivered to Reid A. Muoio, Branch Chief, Division of Enforcement, United States Securities and Exchange Commission, 450 Fifth Street, Washington, D.C. 20549-0706 (tel) 202/942-7205 (fax) 202/942-9639, for subsequent distribution to the Fundacion Perez Pallares; Fernando Perez, Emmanuel Jose Arrazola, Brent Butts and Ronald Shore; and it is hereby

**H**

FURTHER ORDERED, ADJUDGED AND DECREED that, there being no just reason for delay, the Clerk is directed to enter this Final Judgment forthwith and without further notice.

Date: 6-4-02



Royce C. Lamberth  
United States District Judge

Attorneys and Persons Entitled to be  
Notified of the Entry of this Judgment:

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Athens, GREECE

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c/o Christian Dante  
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Securities Exchange Commission  
450 5<sup>th</sup> Street NW  
Washington, DC 20549-0706  
Tel: 202/942-7205  
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