

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
(Miami Division)

FILED by _____ D.C.
DKTG
FEB 11 1999
CARLOS JUENKE
CLERK U.S. DIST. CT.
S.D. OF FLA. - FT. LAUD.

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

WILLIAM T. CRAIG AND SCOTT R. SIECK,

Defendants.

99-6165

CASE NO.

CIV - DIMITROULEAS

AGREED FINAL JUDGMENT AS TO
SCOTT R. SIECK
MAGISTRATE JUDGE
SELTZER

This is an agreed final judgment based upon the Consent of Scott R. Sieck.

Plaintiff U.S. Securities and Exchange Commission ("SEC"), having filed against defendant Sieck a Complaint for Permanent Injunction and Other Relief (the "Complaint") in this Action; Sieck, having waived service upon him of the Summons and Complaint and admitted the jurisdiction of this Court over him and over the subject matter of this action; having been fully advised and informed of his right to a judicial determination of this matter; having waived 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 Agreed Final Judgment as to Scott R. Sieck ("Final Judgment"), without admitting or denying any of the allegations in the Complaint except as set forth in his Consent; no notice of hearing upon the entry of this Final Judgment being necessary; and the Court being fully advised in the premises:

I.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant Scott R. Sieck and his officers, agents, servants, employees, attorneys-in-fact, and those persons in active concert or participation with him who receive actual notice of this order by personal service or otherwise, are permanently enjoined from violating Sections 5(a) and 5(c) of the Securities Act of 1933 ("Securities Act") [15 U.S.C. §§ 77e(a) and 77e(c)] by, directly or indirectly, unless a registration statement is in effect as to a security;

(a) making use of any means or instruments of transportation or communication in interstate commerce or of the mails to sell such security through the use or medium of any prospectus or otherwise; or

(b) carrying or causing to be carried through the mails or in interstate commerce, by any means or instruments of transportation, any such security for the purpose of sale or for delivery after sale.

II.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant Scott R. Sieck and his officers, agents, servants, employees, attorneys-in-fact, and those persons in active concert or participation with him who receive actual notice of this order by personal service or otherwise, are permanently enjoined from violating Section 10(b) of the Securities Exchange Act of 1934 ("Exchange Act") [15 U.S.C. § 78j(b)] and Rule 10b-5 thereunder [17 C.F.R. § 240.10b-5] by:

(a) employing any device, scheme or artifice to defraud;

(b) making any untrue statement of a material fact or omitting to state a 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 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.

III.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Scott R. Sieck, his agents, servants, employees, attorneys-in-fact and all 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, be and hereby are permanently restrained and enjoined from violating Section 17(a) of the Securities Act [15 U.S.C. § 77q(a)] by, in the offer or sale of any securities, using any means or instruments of transportation or communication in interstate commerce, or using the mails, directly or indirectly to:

(a) employ any device, scheme, or artifice to defraud;

(b) obtain 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 which they were made, not misleading; or

(c) engage in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon a purchaser.

IV.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Scott R. Sieck shall, within thirty days of the entry of this Final Judgment, pay a civil money penalty, pursuant to Section 21(d) of the Exchange Act [15 U.S.C. § 78u(d)], in the amount of \$16,000 to the United States Treasury. Such payment shall be: (A) made by United States postal money order, certified check, bank cashier's check or bank money order; (B) made payable to the Securities and Exchange Commission; (C) hand-delivered or mailed to the Comptroller, Securities and Exchange Commission, Operations Center, 6432 General Green Way, Stop 0-3, Alexandria, VA 22312; and (D) submitted under cover letter that identifies defendant Sieck, the caption and case number of this action, the name of this Court, and the Commission's internal investigation number (HO-2777). A copy of the cover letter and money order or check shall be sent to Richard C. Sauer, Assistant Director, Division of Enforcement, Securities and Exchange Commission, 450 5th Street N.W., Stop 8-3, Washington, D.C. 20549.

V.

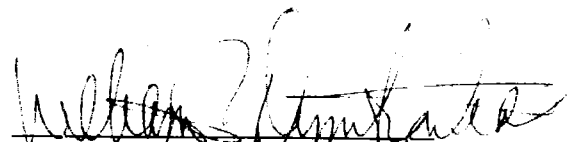
IT IS FURTHER ORDERED that the provisions of the Consent filed concurrently with this Final Judgment are incorporated herein with the same force and effect as if fully set forth herein and that Sieck shall comply with his Consent.

VI.

IT IS FURTHER ORDERED that the Court shall retain jurisdiction of this action for all purposes, including implementation and enforcement of this Final Judgment.

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 forthwith.

SO ORDERED, this 11 day of February, 1999.


United States District Judge
WILLIAM A. DIMITROULES

cc: Thomas C. Newkirk
Richard C. Sauer
Antlee W. Wampler
Scott Sieck
S.E.C.