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LODGED
CLERK, U.S. DISTRICT COURT
1257
FEB 11 2000
FILED
CLERK, U.S. DISTRICT COURT
MAR - 8 2000
CENTRAL DISTRICT OF CALIFORNIA
BY

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8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION
CENTRAL DISTRICT OF CALIFORNIA
BY

11 SECURITIES AND EXCHANGE COMMISSION,
12 Plaintiff,
13 vs.
14 RAYMOND G. KOLTS,
15 Defendant.

Case No. 99-06353 ER(RZx)
FINAL JUDGMENT OF PERMANENT
INJUNCTION AND OTHER RELIEF
AGAINST RAYMOND G. KOLTS

Priority
 Send
 Clsd
 Enter
 JS-5/JS-8
 JS-2/JS-3

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

✓ Docketed
✓ Copies / NTC Sent
✓ JS-5/JS-6
— JS-2/JS-3
— CLSD

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

14

1 | forth in the Consent Of Raymond G. Kolts To Entry Of Final Judgment
2 | Of Permanent Injunction And Other Relief ("Consent"); no notice of
3 | hearing upon the entry of this Final Judgment being necessary; and
4 | this Court being fully advised:

5 | I.

6 | IT IS ORDERED, ADJUDGED AND DECREED that Kolts and his agents,
7 | servants, employees and attorneys, and all persons in active concert
8 | or participation with any of them, who receive actual notice of this
9 | Final Judgment by personal service or otherwise, and each of them,
10 | are permanently restrained and enjoined from, directly or
11 | indirectly, in connection with the purchase or sale of any security,
12 | by the use of any means or instrumentality of interstate commerce,
13 | or of the mails, or of any facility of any national securities
14 | exchange:

15 | A. employing any device, scheme, or artifice to defraud;

16 | B. making any untrue statement of a material fact or
17 | omitting to state a material fact necessary in order to
18 | make the statements made, in the light of the
19 | circumstances under which they were made, not misleading;
20 | or

21 | C. engaging in any act, practice, or course of business
22 | which operates or would operate as a fraud or deceit upon
23 | any person;

24 | in violation of Section 10(b) of the Securities Exchange Act of 1934
25 | [15 U.S.C. § 78j(b)] and Rule 10b-5 thereunder [17 C.F.R.
26 | § 240.10b-5].

27 | **

28 | **

II.

1
2 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Kolts pay
3 disgorgement in the amount of \$30,187.50, plus pre-judgment interest
4 thereon in the amount of \$6,643.68. Kolts shall pay, by cashier's
5 check, certified check or postal money order, the disgorgement and
6 pre-judgment interest within thirty (30) days of entry of this Final
7 Judgment. This disgorgement and interest payment shall be made
8 payable to the United States Securities and Exchange Commission, and
9 shall be transmitted to the Comptroller, Securities and Exchange
10 Commission, Operations Center, 6432 General Green Way, Stop 0-3,
11 Alexandria, VA 22312, under cover of a letter that identifies the
12 defendant, the name and case number of this litigation, and the
13 court. Copies of the cover letter and the check or money order
14 shall be simultaneously transmitted to counsel for the Commission in
15 this action at its Los Angeles Office.

III.

16
17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Kolts is
18 assessed, and shall pay to the Commission for delivery to the United
19 States Treasury, civil penalties in the amount of \$30,187.50
20 pursuant to Section 21A of the Exchange Act [15 U.S.C. § 78u-1].
21 Kolts shall pay the above penalty within thirty (30) days of entry
22 of this Final Judgment. This payment shall be made by cashier's
23 check, certified check or postal money order, payable to the United
24 States Treasury, and shall be transmitted to the Comptroller,
25 Securities and Exchange Commission, Operations Center, 6432 General
26 Green Way, Stop 0-3, Alexandria, VA 22312, under cover of a letter
27 which identifies the defendant, the name and case number of this
28 litigation and the name of the Court. Copies of the cover letter

1 and the check or money order shall be simultaneously transmitted to
2 counsel for the Commission at its Los Angeles office.

3 **IV.**

4 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the provisions
5 of the Consent filed concurrently with this Final Judgment are
6 incorporated by this reference, and that Kolts shall comply with his
7 Consent.

8 **V.**

9 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court
10 shall retain jurisdiction over this action for all purposes,
11 including to implement and enforce the terms of this Final Judgment
12 and other orders and decrees which may be entered, and to grant such
13 other relief as this Court may deem necessary and just.

14 * * * * *

15 There being no just reason for delay, the Clerk of the Court is
16 hereby directed, pursuant to Fed. R. Civ. P. 54(b), to enter this
17 Final Judgment forthwith.

18
19 DATED: **MAR 08 2000**


HONORABLE EDWARD RAFEEDIE
UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

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I, Magnolia M. Marcelo, am the over the age of 18 years, not a party to this action, and am a citizen of the United States. My business address is 5670 Wilshire Boulevard, 11th Floor, Los Angeles, California 90036. On February 11, 2000, at the direction of a member of the bar of this Court, I served the following document entitled **FINAL JUDGMENT OF PERMENT INJUNCTION AND OTHER RELIEF AGAINST RAYMOND G. KOLTS** causing to be mailed true and correct copies thereof in sealed envelope, postage prepaid, to:

Paul R. DePasquale, Esq.
Russell Cole, Esq.
523 West Sixth Street
Suite 1228
Los Angeles, CA 90014

I declare under penalty of perjury that the foregoing is true and correct.

Dated: February 11, 2000

Magnolia M. Marcelo
Magnolia M. Marcelo