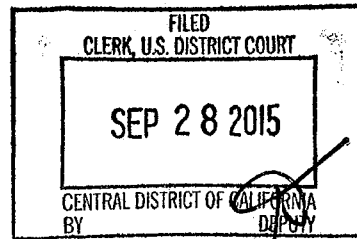
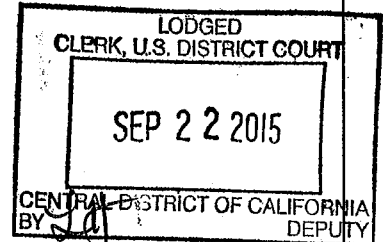


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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA



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13 SECURITIES AND EXCHANGE
14 COMMISSION,

15 Plaintiff,

16 vs.

17 STEVE CHEN, USFIA, INC.,
18 ALLIANCE FINANCIAL GROUP,
INC., AMAUCTION, INC.,
19 ABORELL MGMT I, LLC,
ABORELL ADVISORS I, LLC,
20 ABORELL REIT II, LLC, AHOME
REAL ESTATE, LLC, ALLIANCE
21 NGN, INC., APOLLO REIT I, INC.,
APOLLO REIT II, LLC, AMKEY,
22 INC., US CHINA CONSULTATION
ASSOCIATION, and QUAIL RANCH
23 GOLF COURSE, LLC

24 Defendants.

Case No. **CV 15-07425 RGK(GJS)**

**~~PROPOSED~~ TEMPORARY
RESTRAINING ORDER AND
ORDERS: (1) FREEZING ASSETS; (2)
APPOINTING A RECEIVER; (3)
PROHIBITING THE DESTRUCTION
OF DOCUMENTS; (4) GRANTING
EXPEDITED DISCOVERY; AND (5)
REQUIRING ACCOUNTINGS; AND
ORDER TO SHOW CAUSE WHY A
PRELIMINARY INJUNCTION
SHOULD NOT BE GRANTED**

(FILED UNDER SEAL)

25 This matter came before the Court upon the *Ex Parte* Application for a
26 Temporary Restraining Order and Order to Show Cause Why a Preliminary
27 Injunction Should Not Be Granted (the "TRO Application") filed by Plaintiff
28

1 Securities and Exchange Commission (“SEC”).

2 The Court, having considered the SEC’s Complaint, the TRO Application, the
3 supporting Memorandum of Points and Authorities, the supporting declarations and
4 exhibits, and the other evidence and argument presented to the Court, finds that:

5 A. This Court has jurisdiction over the parties to, and the subject matter of,
6 this action.

7 B. Good cause exists to believe that:

8 (1) Defendants Steven Chen, USFIA, Inc., Alliance Financial Group,
9 Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell Advisors I,
10 LLC, Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance
11 NGN, Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey,
12 Inc., US China Consultation Association, and Quail Ranch Golf
13 Club, LLC, and each of them, have engaged in, are engaging in,
14 and are about to engage in transactions, acts, practices and courses
15 of business that constitute violations of Sections 5(a) and 5(c) of
16 the Securities Act of 1933 (15 U.S.C. §§ 77e(a), 77e(c)); and

17 (2) Defendants Steven Chen, USFIA, Inc., Alliance Financial Group,
18 Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell Advisors I,
19 LLC, Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance
20 NGN, Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey,
21 Inc., US China Consultation Association, and Quail Ranch Golf
22 Club, LLC, and each of them, have engaged in, are engaging in,
23 and are about to engage in transactions, acts, practices and courses
24 of business that constitute violations of Section 17(a) of the
25 Securities Act (15 U.S.C. § 77q(a)) and Section 10(b) of the
26 Securities Exchange Act of 1934 (15 U.S.C. § 78j(b)) and Rule
27 10b-5 thereunder (17 C.F.R. § 240.10b-5).

1 C. The SEC has demonstrated (1) a prima facie case that one or more
2 violations of the securities laws have occurred and (2) a reasonable
3 likelihood that the violations will be repeated.

4 D. It is appropriate and the interests of justice require that the SEC's TRO
5 Application be granted without notice to Defendants as the SEC has set
6 forth in its Application the reasons supporting its claim that notice should
7 not be required, and it appears from specific facts shown by the
8 declarations filed by the SEC that immediate and irreparable injury, loss
9 or damage will result if notice is given to Defendants.

10 **I.**

11 IT IS HEREBY ORDERED that the SEC's application for a Temporary
12 Restraining Order and Order To Show Cause Why a Preliminary Injunction Should
13 Not Be Granted against Defendants Steven Chen, USFIA, Inc., Alliance Financial
14 Group, Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell Advisors I, LLC,
15 Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance NGN, Inc., Apollo REIT I,
16 Inc., Apollo REIT II, LLC, Amkey, Inc., US China Consultation Association, and
17 Quail Ranch Golf Club, LLC, is GRANTED.

18 **II.**

19 IT IS FURTHER ORDERED that Defendants Steven Chen, USFIA, Inc.,
20 Alliance Financial Group, Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell
21 Advisors I, LLC, Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance NGN,
22 Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey, Inc., US China Consultation
23 Association, and Quail Ranch Golf Club, LLC. and their officers, agents, servants,
24 employees, attorneys, subsidiaries and affiliates, and those persons in active concert
25 or participation with any of them who receive actual notice of this Order, by personal
26 service or otherwise, and each of them, be and hereby are temporarily restrained and
27 enjoined from, directly or indirectly, in the absence of any applicable exemption:
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- 1 A. unless a registration statement is in effect as to a security, making use of
2 any means or instruments of transportation or communication in
3 interstate commerce or of the mails to sell such security through the use
4 or medium of any prospectus or otherwise;
- 5 B. unless a registration statement is in effect as to a security, carrying or
6 causing to be carried through the mails or in interstate commerce, by any
7 means or instruments of transportation, any such security for the purpose
8 of sale or for delivery after sale; or
- 9 C. making use of any means or instruments of transportation or
10 communication in interstate commerce or of the mails to offer to sell or
11 offer to buy through the use or medium of any prospectus or otherwise
12 any security, unless a registration statement has been filed with the SEC
13 as to such security, or while the registration statement is the subject of a
14 refusal order or stop order or (prior to the effective date of the
15 registration statement) any public proceeding or examination under
16 Section 8 of the Securities Act, 15 U.S.C. § 77h in violation of Section 5
17 of the Securities Act, 15 U.S.C. § 77e.

18 **III.**

19 IT IS FURTHER ORDERED that Defendants Steven Chen, USFIA, Inc.,
20 Alliance Financial Group, Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell
21 Advisors I, LLC, Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance NGN,
22 Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey, Inc., US China Consultation
23 Association, and Quail Ranch Golf Club, LLC, and their officers, agents, servants,
24 employees, attorneys, subsidiaries and affiliates, and those persons in active concert or
25 participation with any of them, who receive actual notice of this Order, by personal
26 service or otherwise, and each of them, be and hereby are temporarily restrained and
27 enjoined from, directly or indirectly, in the offer or sale of any securities, by the use of
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1 any means or instruments of transportation or communication in interstate commerce
2 or by the use of the mails:

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

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

11 **IV.**

12 IT IS FURTHER ORDERED that Defendants Steven Chen, USFIA, Inc.,
13 Alliance Financial Group, Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell
14 Advisors I, LLC, Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance NGN,
15 Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey, Inc., US China Consultation
16 Association, and Quail Ranch Golf Club, LLC, and their officers, agents, servants,
17 employees, attorneys, subsidiaries and affiliates, and those persons in active concert
18 or participation with any of them, who receive actual notice of this Order, by personal
19 service or otherwise, and each of them, be and hereby are temporarily restrained and
20 enjoined from, directly or indirectly, in connection with the purchase or sale of any
21 security, by the use of any means or instrumentality of interstate commerce, or of the
22 mails, or of any facility of any national securities exchange:

- 23 A. employing any device, scheme or artifice to defraud;
- 24 B. making any untrue statement of a material fact or omitting to state a
25 material fact necessary in order to make the statements made, in the light
26 of the circumstances under which they were made, not misleading; or
- 27 C. engaging in any act, practice, or course of business which operates or
28 would operate as a fraud or deceit upon any person;

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

3 V.

4 IT IS HEREBY FURTHER ORDERED that defendants Steven Chen, USFIA,
5 Inc., Alliance Financial Group, Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell
6 Advisors I, LLC, Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance NGN,
7 Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey, Inc., US China Consultation
8 Association, and Quail Ranch Golf Club, LLC, and each of their agents, servants,
9 employees and attorneys and those persons in active concert or participation with
10 them who receive actual notice of this Order by personal service or otherwise,
11 including facsimile transmission, electronic mail, or overnight delivery service, are
12 hereby prohibited from soliciting, accepting, or depositing any monies from actual or
13 prospective investors in connection with any offering of securities.

14 VI.

15 IT IS FURTHER ORDERED that, except as otherwise ordered by this Court,
16 Defendants Steven Chen, USFIA, Inc., Alliance Financial Group, Inc., Amauction,
17 Inc., Aborell Mgmt I, LLC, Aborell Advisors I, LLC, Aborell REIT II, LLC, Ahome
18 Real Estate, LLC, Alliance NGN, Inc., Apollo REIT I, Inc., Apollo REIT II, LLC,
19 Amkey, Inc., US China Consultation Association, and Quail Ranch Golf Club, LLC,
20 and their officers, agents, servants, employees, attorneys, subsidiaries and affiliate,
21 and those persons in active concert with them, who receive actual notice of this
22 Order, by personal service or otherwise, and each of them, be and hereby are
23 temporarily restrained and enjoined from, directly or indirectly, transferring,
24 assigning, selling, hypothecating, changing, wasting, dissipating, converting,
25 concealing, encumbering, or otherwise disposing of, in any manner, any funds, assets,
26 securities, claims or other real or personal property, including any notes or deeds of
27 trust or other interest in real property, wherever located, of any one of the
28 Defendants, or their subsidiaries or affiliates, owned by, controlled by, managed by or

1 in the possession or custody of any of them and from transferring, encumbering
2 dissipating, incurring charges or cash advances on any debit or credit card of the
3 credit arrangement of any one of the Defendants, or their subsidiaries and affiliates.

4 **VII.**

5 IT IS FURTHER ORDERED that, except as otherwise ordered by this Court,
6 an immediate freeze shall be placed on all monies and assets (with an allowance for
7 necessary and reasonable living expenses to be granted only upon good cause shown
8 by application to the Court with notice to and an opportunity for the SEC to be heard)
9 in all accounts at any bank, financial institution or brokerage firm, or Internet or “e-
10 commerce” payment processor, all certificates of deposit, and other funds or assets,
11 held in the name of, for the benefit of, or over which account authority is held by
12 Defendants Steven Chen, USFIA, Inc., Alliance Financial Group, Inc., Amauction,
13 Inc., Aborell Mgmt I, LLC, Aborell Advisors I, LLC, Aborell REIT II, LLC, Ahome
14 Real Estate, LLC, Alliance NGN, Inc., Apollo REIT I, Inc., Apollo REIT II, LLC,
15 Amkey, Inc., US China Consultation Association, and Quail Ranch Golf Club, LLC,
16 including but not limited to the accounts listed below:

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Bank Name	Account Name	Account Number
Bank of America	USFIA, Inc.	XXXX-XXXX-0123
Bank of America	USFIA, Inc.	XXXX-XXXX-7578
Bank of America	USFIA, Inc.	XXXX-XXXX-5882
Bank of America	USFIA, Inc.	XXXX-XXXX-6182

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Bank Name	Account Name	Account Number
East West Bank	USFIA, Inc.	XX-XXXX7483
Bank of America	Steve Chen & Luyang Li	XXXX-XXXX-1550
Bank of America	Steve Chen & Luyang Li	XXXX-XXXX-7776
Far East National Bank	Li Chen a/k/a/ Steve Chen	XXXXXX5058
Chase Bank	Steve Chen	XXXXXX7818
Chase Bank	Wei He or Li Chen	XXXXXXXX1716
Bank of America	Amauction, Inc.	XXXX-XXXX-7980
National Bank of California	Amauction, Inc.	XXX-XX1158
East West Bank	Amauction, Inc.	XX-XXXX8019
Bank of America	Ahome Real Estate, LLC	XXXX-XXXX-7811
Bank of America	Ahome Real Estate, LLC	XXXX-XXXX-9668
Bank of America	Amkey, Inc.	XXXX-XXXX-7970

Bank Name	Account Name	Account Number
Bank of America	Amkey, Inc.	XXXX-XXXX-8413
Bank of America	Amkey, Inc.	XXXX-XXXX-8465
Bank of America	Amkey, Inc.	XXXX-XXXX-8517
National Bank of California	Amkey, Inc.	XXX3589
Far East National Bank	Amkey, Inc.	XXXXXX0567
Bank of America	Aborell REIT II, LLC	XXXX-XXXX-3578
JPMorgan Chase	Aborell REIT II, LLC	XXX-XX7101
Bank of America	Aborell Management I, LLC	XXXX-XXXX-3688
Bank of America	Aborell Advisors I, LLC	XXXX-XXXX-3675
Bank of America	Alliance NGN, Inc.	XXXXX-X0450
Bank of America	Alliance NGN, Inc.	XXXX-XXXX-9564

Bank Name	Account Name	Account Number
Bank of America	Alliance NGN, Inc.	XXXXX- X7774
Bank of America	Alliance NGN, Inc.	XXXXX- X8089
Bank of America	Apollo REIT I	XXXX- XXXX-0222
JPMorgan Chase	Apollo REIT II, LLC	XXX-XX7768
Bank of America	US China Consultation Association	XXXX- XXXX-6580
Bank of America	US China Consultation Association	XXXX- XXXX-5788
Bank of America	Alliance Financial Group	XXXX- XXXX-0086
Bank of America	Quail Ranch Golf Club, LLC	XXXX- XXXX-8268
Bank of America	Quail Ranch Golf Club, LLC	XXXX- XXXX-8226
Bank of America	Li Chen & Li Zhao	XXXXX- X2299
Far East National Bank	Amkey, Inc.	XXX-XX0028

Bank Name	Account Name	Account Number
First Regional Bank	Amkey, Inc.	XXX-XX0048
First Regional Bank	Amkey VOIP	XXX-XX1813
Bank of America	Aborell Investment Associates I, LLC	XXXX-XXXX-3659
Torrey Pines Bank	Aborell REIT II, LLC	XXXXX-X6620
Bank of America	Apollo Advisors I, LLC	XXXXX-X0157
Bank of America	Apollo Investors	XXXX-X3662
Bank of America	Apollo Mgmt I, LLC	XXXXX-X0171
Bank of America	Apollo REIT II, LLC	XXXXX-X0203
HSBC	Alliance NGN, Inc.	XXXXXX9610
Far East National Bank	Ammine SRL	XXX0053

VIII.

IT IS FURTHER ORDERED that, except as otherwise ordered by this Court, each of the Defendants, and their officers, agents, servants, employees, attorneys, subsidiaries and affiliates, and those persons in active concert or participation with

1 any of them, who receive actual notice of this Order, by personal service or
2 otherwise, and each of them, be and hereby are temporarily restrained and enjoined
3 from, directly or indirectly: destroying, mutilating, concealing, transferring, altering,
4 or otherwise disposing of, in any manner, any documents, which includes all books,
5 records, computer programs, computer files, computer printouts, contracts, emails,
6 correspondence, memoranda, brochures, or any other documents of any kind in their
7 possession, custody or control, however created, produced, or stored (manually,
8 mechanically, electronically, or otherwise), pertaining in any manner to Defendants
9 Steven Chen, USFIA, Inc., Alliance Financial Group, Inc., Amauction, Inc., Aborell
10 Mgmt I, LLC, Aborell Advisors I, LLC, Aborell REIT II, LLC, Ahome Real Estate,
11 LLC, Alliance NGN, Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey, Inc.,
12 US China Consultation Association, and Quail Ranch Golf Club, LLC.

13 **IX.**

14 IT IS FURTHER ORDERED that Defendants Steven Chen, USFIA, Inc.,
15 Alliance Financial Group, Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell
16 Advisors I, LLC, Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance NGN,
17 Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey, Inc., US China Consultation
18 Association, and Quail Ranch Golf Club, LLC, within five days of the issuance of
19 this Order, shall prepare and deliver to the SEC a detailed and complete schedule of
20 all of their personal assets, including all real and personal property exceeding \$5,000
21 in value, and all bank, securities, and other accounts identified by institution, branch
22 address and account number. The accounting shall include a description of the
23 sources of all such assets. Such accounting shall be filed with the Court and a copy
24 shall be delivered to the SEC's Los Angeles Regional Office to the attention of
25 Donald W. Searles, Trial Counsel. After completion of the accounting, each of the
26 Defendants shall produce to the SEC's Los Angeles Regional Office, at a time
27 agreeable to the SEC, all books, records and other documents supporting or
28 underlying their accounting.

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X.

IT IS FURTHER ORDERED that any person who receives actual notice of this Order by personal service or otherwise, and who holds, possesses or controls assets exceeding \$5,000 for the account or benefit of any one of the Defendants or the Funds, shall within 5 days of receiving actual notice of this Order provide counsel for the SEC with a written statement identifying all such assets, the value of such assets, or best approximation thereof, and any account numbers or account names in which the assets are held.

XI.

IT IS FURTHER ORDERED that Thomas Seaman is appointed as temporary receiver of Defendant USFIA, Inc., Alliance Financial Group, Inc., Amauction, Inc., Aborell Mgmt I, LLC, Aborell Advisors I, LLC, Aborell REIT II, LLC, Ahome Real Estate, LLC, Alliance NGN, Inc., Apollo REIT I, Inc., Apollo REIT II, LLC, Amkey, Inc., US China Consultation Association, and Quail Ranch Golf Club, LLC, (collectively, the "Receivership Entities") and its subsidiaries and affiliates, with full powers of an equity receiver, including, but not limited to, full power over all funds, assets, collateral, premises (whether owned, leased, occupied, or otherwise controlled), choses in action, books, records, papers and other property belonging to, being managed by or in the possession of or control of the Receivership Entities and their subsidiaries and affiliates and that such receiver is immediately authorized, empowered and directed:

- A. to have access to and to collect and take custody, control, possession, and charge of all funds, assets, collateral, premises (whether owned, leased, occupied, or otherwise controlled), choses in action, books, records, papers and other real or personal property, wherever located, of or managed by Receivership Entities and their subsidiaries and affiliates, with full power to sue, foreclose, marshal, collect, receive, and take into possession all such property (including access to and taking custody,

1 control, and possession of all property of the Receivership Entities
2 property, and that of their subsidiaries and affiliates);

3 B. to have control of, and to be added as the sole authorized signatory for,
4 all accounts of the entities in receivership, including all accounts at any
5 bank, title company, escrow agent, financial institution or brokerage firm
6 (including any futures commission merchant) which has possession,
7 custody or control of any assets or funds of the Receivership Entities and
8 their subsidiaries and affiliates, or which maintains accounts over which
9 the Receivership Entities and their subsidiaries and affiliates, and/or any
10 of its employees or agents have signatory authority;

11 C. to conduct such investigation and discovery as may be necessary to
12 locate and account for all of the assets of or managed by the
13 Receivership Entities and their subsidiaries and affiliates, and to engage
14 and employ attorneys, accountants and other persons to assist in such
15 investigation and discovery;

16 D. to take such action as is necessary and appropriate to preserve and take
17 control of and to prevent the dissipation, concealment, or disposition of
18 any assets of or managed by the Receivership Entities and their
19 subsidiaries and affiliates;

20 E. to make an accounting, as soon as practicable, to this Court and the SEC
21 of the assets and financial condition of the Receivership Entities, and to
22 file the accounting with the Court and deliver copies thereof to all
23 parties;

24 F. to make such payments and disbursements from the funds and assets
25 taken into custody, control, and possession or thereafter received by him
26 or her, and to incur, or authorize the making of, such agreements as may
27 be necessary and advisable in discharging his or her duties as temporary
28 receiver;

1 G. to employ attorneys, accountants, and others to investigate and, where
2 appropriate, to institute, pursue, and prosecute all claims and causes of
3 action of whatever kind and nature which may now or hereafter exist as
4 a result of the activities of present or past employees or agents of the
5 Receivership Entities and their subsidiaries and affiliates; and

6 H. to have access to and monitor all mail, electronic mail, and video phone
7 of the entities in receivership in order to review such mail, electronic
8 mail, and video phone which he or she deems relates to their business
9 and the discharging of his or her duties as temporary receiver.

10 **XII.**

11 IT IS FURTHER ORDERED that the Receivership Entities and their officers,
12 agents, servants, employees and attorneys, and any other persons who are in custody,
13 possession or control of any assets, collateral, books, records, papers or other
14 property of or managed by any of the entities in receivership, shall forthwith give
15 access to and control of such property to the temporary receiver.

16 **XIII.**

17 IT IS FURTHER ORDERED U.S. Marshall's Office shall assist Mr. Seaman
18 with the seizure of the assets of the Entity Defendants and the securing of the Entity
19 Defendants' business premises at 135 Live Oak Avenue, in Arcadia, California.

20 **XIV.**

21 IT IS FURTHER ORDERED that no officer, agent, servant, employee or
22 attorney of the Receivership Entities shall take any action or purport to take any
23 action, in the name of or on behalf of the Receivership Entities without the written
24 consent of the temporary receiver or order of this Court.

25 **XV.**

26 IT IS FURTHER ORDERED that, except by leave of this Court, during the
27 pendency of this receivership, all clients, investors, trust beneficiaries, note holders,
28 creditors, claimants, lessors and all other persons or entities seeking relief of any

1 kind, in law or in equity, from the Receivership Entities, or their subsidiaries or
2 affiliates, and all persons acting on behalf of any such investor, trust beneficiary, note
3 holder, creditor, claimant, lessor, consultant group or other person, including sheriffs,
4 marshals, servants, agents, employees and attorneys, are hereby restrained and
5 enjoined from, directly or indirectly, with respect to these persons and entities:

- 6 A. commencing, prosecuting, continuing or enforcing any suit or
7 proceeding (other than the present action by the SEC or any other action
8 by the government) against any of them;
- 9 B. using self-help or executing or issuing or causing the execution or
10 issuance of any court attachment, subpoena, replevin, execution or other
11 process for the purpose of impounding or taking possession of or
12 interfering with or creating or enforcing a lien upon any property or
13 property interests owned by or in the possession of the Receivership
14 Entities; and
- 15 C. doing any act or thing whatsoever to interfere with taking control,
16 possession or management by the temporary receiver appointed
17 hereunder of the property and assets owned, controlled or managed by or
18 in the possession of the Receivership Entities, or in any way to interfere
19 with or harass the temporary receiver or his or her attorneys,
20 accountants, employees, or agents or to interfere in any manner with the
21 discharge of the temporary receiver's duties and responsibilities
22 hereunder.

23 **XVI.**

24 **IT IS FURTHER ORDERED** that the Receivership Entities, and their
25 subsidiaries, affiliates, officers, agents, servants, employees and attorneys, shall
26 cooperate with and assist the temporary receiver and shall take no action, directly or
27 indirectly, to hinder, obstruct, or otherwise interfere with the temporary receiver or
28 his or her attorneys, accountants, employees or agents, in the conduct of the

1 temporary receiver's duties or to interfere in any manner, directly or indirectly, with
2 the custody, possession, management, or control by the temporary receiver of the
3 funds, assets, collateral, premises, and choses in action described above.

4 **XVII.**

5 IT IS FURTHER ORDERED that the Receivership Entities and their
6 subsidiaries and affiliates, shall pay the costs, fees and expenses of the temporary
7 receiver incurred in connection with the performance of his or her duties described in
8 this Order, including the costs and expenses of those persons who may be engaged or
9 employed by the temporary receiver to assist him or her in carrying out his or her
10 duties and obligations. All applications for costs, fees, and expenses for services
11 rendered in connection with the receivership other than routine and necessary
12 business expenses in conducting the receivership, such as salaries, rent, and any and
13 all other reasonable operating expenses, shall be made by application setting forth in
14 reasonable detail the nature of the services and shall be heard by the Court.

15 **XVIII.**

16 IT IS FURTHER ORDERED that no bond shall be required in connection with
17 the appointment of the temporary receiver. Except for an act of gross negligence, the
18 temporary receiver shall not be liable for any loss or damage incurred by any of the
19 defendants, their officers, agents, servants, employees and attorneys or any other
20 person, by reason of any act performed or omitted to be performed by the temporary
21 receiver in connection with the discharge of his or her duties and responsibilities.

22 **XIX.**

23 IT IS FURTHER ORDERED that representatives of the SEC and any other
24 government agency are authorized to have continuing access to inspect or copy any
25 or all of the corporate books and records and other documents of the Receivership
26 Entities and continuing access to inspect their funds, property, assets and collateral,
27 wherever located.

28 **XX.**

1 IT IS FURTHER ORDERED that the SEC's application for expedited
2 discovery concerning Defendants, their assets and activities, is granted and that,
3 commencing with the time and date of this Order, in lieu of the time periods, notice
4 provisions, and other requirements of Rules 26, 30, 33, 34, 36, and 45 of the Federal
5 Rules of Civil Procedure and the corresponding Local Rules of this Court, discovery
6 shall proceed as follows:

7 (A) Pursuant to Rule 30(a) of the Federal Rules of Civil Procedure, the SEC
8 may take depositions upon oral examination on two days' notice of any such
9 deposition. Depositions may be taken Monday through Saturday. As to the
10 Defendants and their agents, servants, promoters, employees, brokers, associates, and
11 any person who transferred money to or received money from the bank accounts
12 identified above, the SEC may depose such witnesses after serving a deposition
13 notice by facsimile, hand or overnight courier upon such individuals, and without
14 serving a subpoena on such witness. Depositions that have not been signed by the
15 witness may be used for purposes of the hearing on the SEC's application for
16 preliminary injunction;

17 (B) Pursuant to Rule 33(a) of the Federal Rules of Civil Procedure, each
18 Defendant shall answer the SEC's interrogatories within three days of service of such
19 interrogatories upon each Defendant;

20 (C) Pursuant to Rule 34(b) of the Federal Rules of Civil Procedure, each
21 Defendant shall produce all documents requested by the SEC within three days of
22 service of such request, with production of the documents made to Donald W.
23 Searles, U.S. Securities and Exchange Commission, 444 S. Flower Street, Suite 900,
24 Los Angeles, CA 90071, or such person or place as counsel for the SEC may direct in
25 writing;

26 (D) Pursuant to Rule 36(a) of the Federal Rules of Civil Procedure, each
27 Defendant shall respond to the SEC's requests for admissions within three days of
28 such requests; and

