

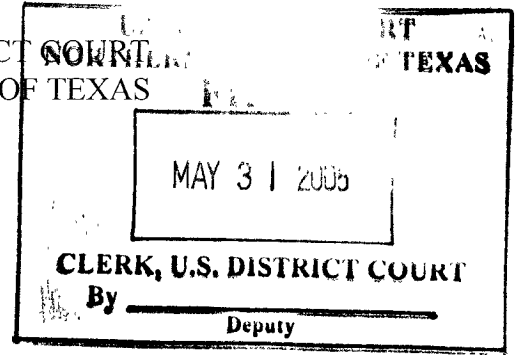
# **CASE CLOSED**

**CASE NUMBER:** 3:04-CV-0351-N

**DATE:** 5-31-05

**TRIAL HELD:** NO

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION



SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

vs.

LEON LEVY,  
ILAN SABBAH,  
YANNI ABECASSIS (aka Yannai Abecassis),  
HENRY LEVY (aka Henry Levy Sakhai),  
HERTSEL LEVY (aka Hertzell Levy), and  
JACQUELINE LEVY,

Defendants,

and,

ATLANTIC 1 CORP.,

Defendant Solely for the  
Purposes of Equitable Relief

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Civil Action No.  
3:04-CV-0351-N

**AGREED FINAL JUDGMENT AS TO DEFENDANTS  
YANNI ABECASSIS, LEON LEVY AND ILAN SABBAH,  
AND RELIEF DEFENDANT ATLANTIC 1 CORP.**

Plaintiff Securities and Exchange Commission filed its Complaint on February 19, 2004. Defendants Yannai Abecassis, Leon Levy and Ilan Sabbah (ADefendants@), and Relief Defendant Atlantic 1 Corp. (“Relief Defendant”), through the attached consents, have entered general appearances and admitted the Court’s jurisdiction over the subject and parties. Without admitting or denying the Commission’s non-jurisdictional allegations, Defendants and Relief Defendant have consented to entry of this Final Judgment and waived findings of fact, conclusions of law and any

right to appeal from this Final Judgment.

IT IS THEREFORE ORDERED that:

I.

Defendants and their agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Final Judgment by personal service or otherwise are permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the Securities Exchange Act of 1934 (the "Exchange Act") [15 U.S.C. § 78j(b)] and Rule 10b-5 promulgated thereunder [17 C.F.R. § 240.10b-5], by using any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange, in connection with the purchase or sale of any security:

- (a) to employ any device, scheme, or artifice to defraud;
- (b) to make any untrue statement of a material fact or to omit 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) to engage in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person.

II.

Defendants and Relief Defendant are liable for disgorgement of \$529,074.59, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest of \$15,141.35, for a total of \$544,215.94. Defendants shall also each pay a civil penalty of \$264,537.27, for a total of \$793,611.89, under Section 21A of the Exchange Act [15 U.S.C. § 78u-1]. The payments shall be made as follows. All disgorgement and prejudgment interest

(\$544,215.94), plus \$25,000 in legal fees for Defendants' counsel and a portion of the civil penalties shall be paid into this Court's registry from funds in account number 10006699013 in the name of Yan Abecassis at Banco Uno of Panama, believed to be \$859,063.17. The Court orders Banco Uno of Panama to pay to this Court's registry all funds in the referenced account. Each Defendant shall pay the remainder of his \$264,537.27 civil penalty (\$167,921.55 each, assuming \$859,063.17 is drawn from the Banco Uno account) within two hundred seventy (270) days after entry of this Final Judgment.

Defendants shall make these payments to the Clerk of this Court, together with a cover letter identifying Yanni Abecassis, Leon Levy and Ilan Sabbah as defendants; setting forth the title and civil action number of this action and the name of this Court; and specifying that payment is made under this Final Judgment. Defendants shall simultaneously give the Commission's counsel these materials.

Defendants and Relief Defendant relinquish all legal and equitable right, title, and interest in the funds to be used in making the payments specified in this paragraph, and no part of the funds shall be returned to Defendants or Relief Defendant.

### III.

Upon receipt of the funds from Banco Uno referenced above, the Clerk shall release the sum of \$25,000.00 to the law firm of Adorno & Yoss, P.A., 350 East Las Olas Blvd., Suite 1700, Fort Lauderdale, Florida 33301. The Clerk shall deposit the remaining funds into an interest bearing account with the Court Registry Investment System ("CRIS"). These funds, together with any interest and income earned thereon (collectively, the "Fund"), shall be held by the CRIS until further order of the Court. In accordance with the guidelines set by the Director of the Administrative Office

of the United States Courts, the Clerk is directed, without further order of this Court, to deduct from the income earned on the money in the Fund a fee equal to ten percent of the income earned on the Fund. Such fee shall not exceed that authorized by the Judicial Conference of the United States. The Commission may propose a plan to distribute the Fund subject to the Court's approval.

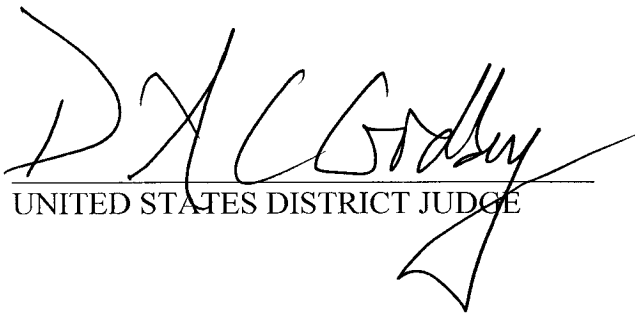
IV.

The attached consents are incorporated by reference in this Final Judgment.

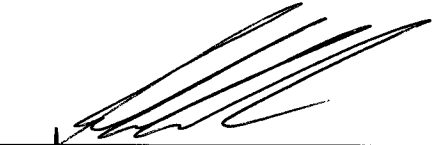
V.

The Court shall retain jurisdiction to enforce this Final Judgment.

Dated: May 31, 2005

  
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:



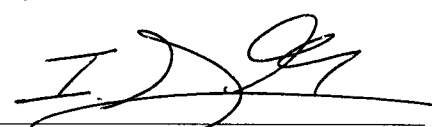
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YANNI ABECASSIS



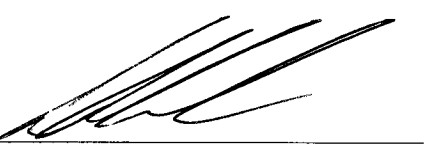
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LEON LEVY



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ILAN SABBAH



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ATLANTIC 1 CORP.  
By: Yanni Abecassis  
Its: