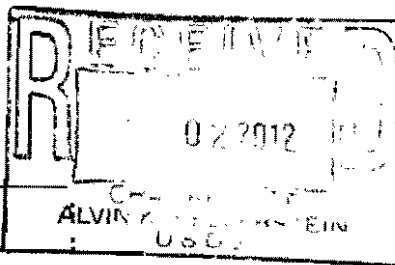


HOLLERSTEIN

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

IGOR POTEROBA, et al.

Defendants.

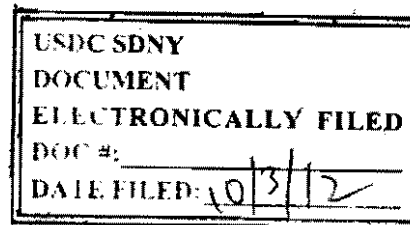
1:10-CV-2667 (AKH)

ECF CASE

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~~PROPOSED~~ FINAL JUDGMENT AS TO DEFENDANT IGOR POTEROBA

The Securities and Exchange Commission having filed a Complaint, and Defendant Igor Poteroba ("Defendant") having entered a general appearance; consented to the Court's jurisdiction over Defendant and the subject matter of this action; previously consented to the entry of a judgment of permanent injunction in this matter that was entered by the Court on September 21, 2010; consented to entry of this Final Judgment; waived findings of fact and conclusions of law; waived any right to appeal from this Final Judgment; and having pled guilty to securities fraud and conspiracy to commit securities fraud in a parallel criminal proceeding in the United States District Court of the Southern District of New York, titled United States v. Igor Poteroba, 1:10-CR-649 (PAC) (the "Parallel Criminal Action"), in which he was ordered to forfeit \$465,095.21 (Docket. No. 36), ordered to pay a criminal penalty of \$25,000 (Docket No. 36), ordered to pay special assessments totaling \$400 (entries on the docket dated 7/20/11 and 10/18/11), and was sentenced to a term of imprisonment of twenty-two months:



I.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant is liable for disgorgement of \$416,336, representing profits gained as a result of the conduct alleged in the Complaint, together with prejudgment interest thereon in the amount of \$49,071. Defendant's payment of disgorgement and prejudgment interest shall be deemed satisfied by the criminal forfeiture ordered by the Court in the Parallel Criminal Action. No civil penalty is being imposed in light of the Judgment entered against Defendant on May 24, 2011, in the Parallel Criminal Action, pursuant to which Defendant was sentenced to a term of imprisonment of twenty-two months and ordered to pay a criminal forfeiture of \$465,095.21, a criminal penalty of \$25,000, and \$400 in special assessments.

II.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Order Entering Preliminary Injunction Freezing Assets of Defendants and Relief Defendants and Granting Other Relief entered by the court on April 23, 2010, is hereby lifted and extinguished as to Defendant Igor Poteroba, and the Court ORDERS Citibank, N.A. to pay the sum of \$489,895.21 from Citibank account nos. xxxxxx-7823 and xxxx-5976 that were frozen pursuant to an Order Entering Preliminary Injunction Freezing Assets of Defendants and Relief Defendants and Granting Other Relief entered by the Court on April 23, 2010 to the United States Marshals Service ("USMS") in the Southern District of New York to satisfy the Defendant's Money Judgment, Fine and Special Assessments in the Parallel Criminal Action. Said payment shall be made by tellers check, made payable to the "United States Marshals Service," and delivered by mail to the United States Attorney's Office, Southern District of New York, Attn: Asset Forfeiture Unit, One St. Andrew's Plaza, New York, New York 10007, and shall indicate Igor

Poteroba's name and criminal case number, 10 Cr. 649, in the memo line. The amount owed by Poteroba to the USMS reflects a reduction of \$600 to account for Poteroba's prior payment of his criminal assessment and partial payment of his criminal penalty.

III.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Consent is incorporated herein with the same force and effect as if fully set forth herein, and that Defendant shall comply with all of the undertakings and agreements set forth therein.

IV.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Final Judgment.

V.

**RULE 54(b) CERTIFICATION**

There being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, the Clerk is ordered to enter this Final Judgment forthwith and without further notice.

Dated: Oct. 3, 2012

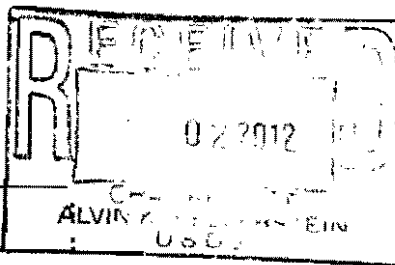
  
UNITED STATES DISTRICT JUDGE



**THIS DOCUMENT WAS ENTERED  
ON THE DOCKET ON \_\_\_\_\_**

HOLLERSTEIN

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

IGOR POTEROBA, et al.

Defendants.

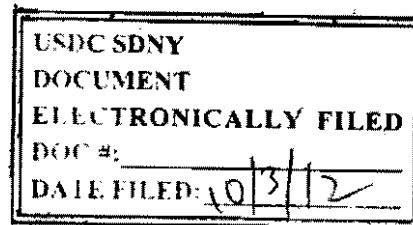
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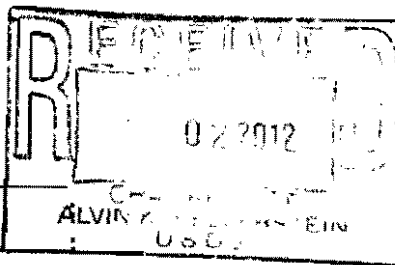
  
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SOUTHERN DISTRICT OF NEW YORK



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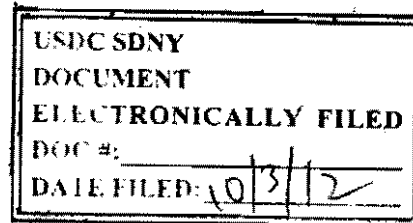
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IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Final Judgment.

V.

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