

1 Gregory C. Glynn, Esq., State Bar No. 039999  
 2 Michael R. Wilner, Esq., State Bar No. 156592

Rev. of 12/14/01

3 Attorneys for Plaintiff  
 4 Securities and Exchange Commission  
 Randall R. Lee, Regional Director  
 Sandra J. Harris, Associate Regional Director  
 5 5670 Wilshire Blvd., 11th Floor  
 Los Angeles, CA 90036-3648

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JAN 22 2002

UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA  
 SOUTHERN DIVISION

CLERK, U.S. DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA  
 SANTA ANA OFFICE

BY \_\_\_\_\_ DEPUTY

THIS CONSTITUTES NOTICE OF ENTRY AS REQUIRED BY FRCP, RULE 77(c).5

13 SECURITIES AND EXCHANGE COMMISSION, :

Civil Action No.  
 SACV 00-12 AHS (EEx)

14 Plaintiff, :

15 v. :

**FINAL JUDGMENT OF  
 PERMANENT INJUNCTION AND  
 OTHER RELIEF AGAINST  
 DEFENDANT ROBERT SHANE  
 JONES**

16 CURRENCY TRADING INTERNATIONAL, :  
 17 INC., BRIAN R. MOORE, CRAIG A. :  
 CUNNINGHAM, CRAIG WIGINTON, :  
 18 JAMES R. KELSALL, CHRISTIAN J. :  
 WEBER and ROBERT SHANE JONES :

19 Defendants. :

Docketed  
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22 Plaintiff Securities and Exchange Commission ("Commission"),  
 23 having filed and served upon Defendant ROBERT SHANE JONES ("Jones") a  
 24 Summons and Complaint in this action and Defendant Jones having  
 25 admitted service upon him of the Summons and Complaint in this action  
 26 and the jurisdiction of this Court over him and over the subject  
 27 matter of this action; having been fully advised and informed of his  
 28 right to a judicial determination of this action; having waived the

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1 entry of findings of fact and conclusions of law as provided by Rule  
2 52 of the Federal Rules of Civil Procedure; having consented to the  
3 entry of this Final Judgment of Permanent Injunction and Other Relief  
4 Against Defendant Jones ("Final Judgment") without admitting or  
5 denying any of the allegations in the Complaint, except as  
6 specifically set forth in the Consent of Defendant Jones To Entry of  
7 Final Judgment of Permanent Injunction and Other Relief ("Consent");  
8 it appearing that no notice of hearing upon the entry of this Final  
9 Judgment being necessary; and the Court being fully advised in the  
10 premises; and there being no just reason for delay:

11 I.

12 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Jones and his  
13 agents, servants, employees, and attorneys, and all persons in active  
14 concert or participation with any of them, who receive actual notice  
15 of this Final Judgment by personal service or otherwise, and each of  
16 them, are permanently restrained and enjoined from, directly or  
17 indirectly, in the offer or sale of the securities of any issuer, by  
18 the use of any means or instruments of transportation or communication  
19 in interstate commerce or by the use of the mails:

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

21 B. obtaining money or property by means of any untrue  
22 statement of a material fact or any omission to state a  
23 material fact necessary in order to make the statements  
24 made, in the light of the circumstances under which they  
25 were made, not misleading; or

26 C. engaging in any transaction, practice, or course of  
27 business which operates or would operate as a fraud or  
28 deceit upon the purchaser;

1 in violation of Section 17(a) of the Securities Act [15 U.S.C. §  
2 77q(a)].

3 II.

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

- 13 A. employing any device, scheme, or artifice to defraud;
- 14 B. making any untrue statement of a material fact or omitting  
15 to state a material fact necessary in order to make the  
16 statements made, in the light of the  
17 circumstances under which they were made, not misleading; or
- 18 C. engaging in any act, practice, or course of business which  
19 operates or would operate as a fraud or deceit upon any  
20 person;

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

24 III.

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant Jones  
26 pay disgorgement in the amount of \$120,000 representing his gains from  
27 the conduct alleged in the Complaint, plus pre-judgment interest  
28 thereon. Based upon Jones' sworn representations in his Statement of

1 Financial Condition dated January 2, 2002 however, payment of  
2 disgorgement and pre-judgment interest thereon is waived, contingent  
3 upon the accuracy and completeness of his Statement of Financial  
4 Condition.

IV.

5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the  
6 determination to waive payment of disgorgement and pre-judgment  
7 interest thereon is based upon the accuracy and completeness of Jones'  
8 Statement of Financial Condition and other documents which were  
9 submitted to the Commission as evidence in support of a waiver of full  
10 disgorgement and pre-judgment interest. If, at any time following the  
11 entry of this Final Judgment, the Commission obtains information  
12 indicating that Jones' representations to the Commission concerning  
13 his assets, income, liabilities, or net worth were fraudulent,  
14 misleading, inaccurate, or incomplete in any material respect as of  
15 the time such representations were made, the Commission may, at its  
16 sole discretion and without prior notice to Defendant Jones, petition  
17 this Court for an order requiring Defendant Jones to pay the remaining  
18 disgorgement of \$120,000 and pre-judgment and post-judgment interest  
19 thereon and the maximum civil penalty allowable under the law. In  
20 connection with any such petition, the only issues shall be whether  
21 the financial information provided by Jones was fraudulent,  
22 misleading, inaccurate or incomplete in any material respect as of the  
23 time such representations were made. In its petition, the Commission  
24 may move this Court to consider all available remedies, including, but  
25 not limited to, ordering Jones to pay funds or assets, directing the  
26 forfeiture of assets, or sanctions for contempt of this Final  
27 Judgment, and the Commission may also request additional discovery.  
28 Jones may not, by way of defense to such petition: (1) challenge the

1 validity of his Consent or the Final Judgment, (2) contest the  
2 allegations in the Complaint filed by the Commission, (3) assert that  
3 payment of disgorgement, pre-judgment and post-judgment interest or a  
4 civil penalty should not be ordered, (4) contest the amount of  
5 disgorgement and pre-judgment and post-judgment interest, (5) contest  
6 the imposition of the maximum civil penalty allowable under the law,  
7 or (6) assert any defense to liability or remedy, including but not  
8 limited to, any statute of limitations defense. The Court shall  
9 determine upon all the evidence before it whether disgorgement and/or  
10 penalty shall be awarded, and if so, the amount of such disgorgement  
11 and/or penalty.

12 V.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the provisions  
14 of the Consent filed concurrently with this Final Judgment are  
15 incorporated herein with the same force and effect as if fully set  
16 forth herein and that Defendant shall comply with his Consent.

17 VI.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court  
19 shall retain jurisdiction over this action to determine the liability  
20 of any remaining defendants in this action, to implement and to  
21 enforce the terms of this Final Judgment and all other orders and  
22 decrees that may be entered herein, and to grant such other relief as  
23 the Court may deem necessary and just.

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\* \* \* \* \*

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.

DATED: *January 18, 2002*

*Alicemarie H. Stotler*  
ALICEMARIE H. STOTLER, JUDGE  
UNITED STATES DISTRICT COURT

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PROOF OF SERVICE

I, the undersigned, declare that I am over the age of 18 years and not a party to the action. I am employed in the County of Los Angeles, State of California, in which county the within-mentioned mailing occurred. My business address is 5670 Wilshire Boulevard, 11th Floor, Los Angeles, California 90036. I am familiar with the practice of the U.S. Securities and Exchange Commission of collecting and processing legal documents and correspondence for mailing. The Commission's practice is to deposit correspondence with the United States Postal Service on the same day that it is prepared for mailing in the ordinary course of business.

On January 16, 2002, I served the following document(s):

**FINAL JUDGMENT OF PERMANENT INJUNCTION AND  
OTHER RELIEF AGAINST DEFENDANT ROBERT SHANE  
JONES**


by placing a true and correct copy in a separate envelope for each addressee named hereafter, addressed to each such addressee respectively as follows:

See Attached  
**MASTER SERVICE LIST**

I then sealed the envelope with postage thereon fully prepaid and deposited it for collection and mailing via the United States Postal Service today in accordance with the ordinary business practices of the Commission at the Commission's address previously set forth.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the Bar of this Court at whose direction this service was made.

Executed on January 16, 2002, at Los Angeles, California.

  
\_\_\_\_\_  
Gregory C. Glynn

1                                    MASTER SERVICE LIST  
2                                    **Securities and Exchange Commission**  
3                                    **v. Currency Trading Intl.**  
                                    Case No. SACV 00-12 (AHS) (EEx)

- 4                    1.    Sam Y. Edgerton, III, Esq.  
5                                    Nash & Edgerton, LLP  
6                                    2615 Pacific Coast Highway  
7                                    Suite 322  
8                                    Hermosa Beach, California 90254  
9                                    Telephone: (310) 937-2066  
10                                    Telecopier: (310) 937-2064  
11                                    Counsel for Defendants Brian R. Moore  
12                                    and Craig A. Cunningham and Defendant  
13                                    Currency Trading International, Inc.  
14                    2.    Robert Conn, Esq.  
15                                    Law Offices of Robert Conn  
16                                    2043 Westcliff Drive, Suite 200  
17                                    Newport Beach, California 92660  
18                                    Telephone: (949) 646-1900  
19                                    Telecopier: (949) 646-1991  
20                                    Former Counsel for Defendants Craig Wiginton,  
21                                    James R. Kelsall, Christina J. Weber and  
22                                    Robert Shane Jones.  
23                    3.    Mr. Robert Shane Jones  
24                                    232 East Avenue  
25                                    Greenville, PA 16125  
26                                    Telephone: (724) 588-9102  
27                    4.    Mr. Christian J. Weber  
28                                    10226 Swallow Avenue  
                                    Fountain Valley, CA 92708  
                                    Telephone: (714) 968-3284  
                                    Telephone: (330) 283-2025  
                                    Telephone: (213) 312-1330  
                                    Telecopier: (213) 323-6699  
                                    Counsel for Defendant  
                                    Craig R. Wiginton