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ENTERED  
 CLERK, U.S. DISTRICT COURT  
 FEB 26 1997  
 CENTRAL DISTRICT OF CALIFORNIA  
 DEPUTY

FILED  
 CLERK, U.S. DISTRICT COURT  
 FEB 24 1997  
 CENTRAL DISTRICT OF CALIFORNIA

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

11 \_\_\_\_\_ :  
 12 SECURITIES AND EXCHANGE COMMISSION, : Civil Action No.  
 : 95-8608 WDK (AJWx)  
 13 Plaintiff, :  
 :  
 14 v. :  
 :  
 15 KS RESOURCES, : [PROPOSED] JUDGMENT OF  
 WESTSTAR EXPLORATION, INC., : PERMANENT INJUNCTION AND  
 16 LAZAR FREDERICK & COMPANY, : OTHER RELIEF AGAINST  
 JOHN K. JUDD JR., MARK D. SEIGEL, : DEFENDANT BETTY A. RUBIN  
 17 ALEXANDER L. KAHAN, BETTY A. RUBIN, :  
 GUARDIAN INDUSTRIES, INC., :  
 18 PATHFINDER MINERALS GROUP, INC., :  
 ALEX KAHAN ENTERPRISES, INC., :  
 19 MID-WEST PRODUCTION, INC., and :  
 JAMIE B. SEIGEL, :  
 20 Defendants. :  
 21 \_\_\_\_\_ :

22 Plaintiff Securities and Exchange Commission ("Commission"),  
 23 having filed and served upon Defendant Betty A. Rubin ("Rubin") a  
 24 Summons and Complaint in this matter; Rubin having admitted  
 25 service upon her of the Summons and Complaint in this action and  
 26 the jurisdiction of this Court over her and over the subject  
 27 matter of this action; having been fully advised and informed of  
 28 her right to a judicial determination of this matter;

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

12 I.

13 IT IS HEREBY ORDERED that Rubin and her agents, servants,  
14 employees, attorneys, and all persons in active concert or  
15 participation with any of them, who receive actual notice of this  
16 Judgment, by personal service or otherwise, and each of them, be  
17 and hereby are enjoined from, directly or indirectly:

- 18 A. making use of any means or instruments of  
19 transportation or communication in interstate commerce  
20 or of the mails to sell the securities of any issuer,  
21 through the use or medium of any prospectus or  
22 otherwise, unless and until a registration statement is  
23 in effect as to such securities;
- 24 B. carrying or causing to be carried through the mails or  
25 in interstate commerce, by any means or instruments of  
26 transportation, for the purpose of sale or for delivery  
27 after sale, the securities of any issuer, unless and

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1 until a registration statement is in effect as to such  
2 securities; and

3 C. making use of any means or instruments of  
4 transportation or communication in interstate commerce  
5 or of the mails to offer to sell or offer to buy,  
6 through the use or medium of any prospectus or  
7 otherwise, the securities of any issuer, unless and  
8 until a registration statement has been filed with the  
9 Commission as to such securities, or while a  
10 registration statement has been filed with the  
11 Commission as to such securities, or while a  
12 registration statement as to such securities is the  
13 subject of a refusal order or stop order or (prior to  
14 the effective date of the registration statement) any  
15 public proceeding or examination under Section 8 of the  
16 Securities Act [15 U.S.C. § 77h];

17 in violation of Sections 5(a) and 5(c) of the Securities Act [15  
18 U.S.C. §§ 77e(a) & 77e(c)]; provided, however, that nothing in  
19 this Judgment shall apply to any security or transaction which is  
20 exempt from the provisions of Section 5 of the Securities Act [15  
21 U.S.C. § 77e].

22 II.

23 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Rubin and  
24 her agents, servants, employees and attorneys, and all persons in  
25 active concert or participation with any of them, who receive  
26 actual notice of this Judgment by personal service or otherwise,  
27 and each of them, are permanently restrained and enjoined from,  
28 directly or indirectly, in the offer or sale of the securities of

1 any issuer, by the use of any means or instruments of  
2 transportation or communication in interstate commerce or by the  
3 use of the mails:

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

5 B. obtaining money or property by means of any untrue  
6 statement of a material fact or any omission to state a  
7 material fact necessary in order to make the statements  
8 made, in the light of the circumstances under which  
9 they were made, not misleading; or

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

13 in violation of Section 17(a) of the Securities Act of 1933  
14 ("Securities Act") [15 U.S.C. § 77q(a)].

15 III.

16 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Rubín and  
17 her agents, servants, employees and attorneys, and all persons in  
18 active concert or participation with any of them, who receive  
19 actual notice of this Judgment by personal service or otherwise,  
20 and each of them, are permanently restrained and enjoined from,  
21 directly or indirectly, by the use of any means or  
22 instrumentality of interstate commerce, or of the mails, or of  
23 any facility of any national securities exchange:

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

25 B. making any untrue statement of a material fact or  
26 omitting to state a material fact necessary in order  
27 to make the statements made, in the light of the

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1 circumstances under which they were made, not  
2 misleading; or

3 C. engaging in any act, practice, or course of business  
4 which operates or would operate as a fraud or deceit  
5 upon any person, in connection with the purchase or  
6 sale of any security;

7 in violation of Section 10(b) of the Securities Exchange Act of  
8 1934 ("Exchange Act") [15 U.S.C. § 78j(b)] and Rule 10b-5  
9 thereunder [17 C.F.R. § 240.10b-5].

10 IV.

11 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Rubín, and  
12 her agents, servants, employees and attorneys, and those persons  
13 in active concert or participation with any of them, who receive  
14 actual notice of this Judgment, by personal service or otherwise,  
15 and each of them, be and hereby are permanently restrained and  
16 enjoined from, while acting as a broker or dealer, making use of  
17 the mails or any means or instrumentality of interstate commerce  
18 to effect any transaction in, or to induce or attempt to induce  
19 the purchase or sale of, any security (other than commercial  
20 paper, banker's acceptances, or commercial bills) otherwise than  
21 on a national securities exchange of which she is a member by  
22 means of any manipulative, deceptive, or other fraudulent device  
23 or contrivance including, without limitation:

24 A. any act, practice, or course of business which operates  
25 or would operate as a fraud or deceit upon any person;  
26 or

27 B. any untrue statement of a material fact and any  
28 omission to state a material fact necessary in order to



1 disgorgement because she did not violate one or more of the  
2 provisions of the Securities Act, or Exchange Act, and rules  
3 thereunder set forth in the Judgment.

4 VII.

5 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the  
6 provisions of the Consent filed concurrently with this Judgment  
7 are incorporated herein with the same force and effect as if  
8 fully set forth herein and that Rubin shall comply with the  
9 Consent.

10 VIII.

11 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Court  
12 shall retain jurisdiction over this action to determine the  
13 liability of any remaining defendants in this action, to  
14 determine disgorgement and prejudgment interest as appropriate,  
15 to implement and enforce the terms of the Judgment and other  
16 decrees that may be entered herein, and to grant such other  
17 relief as the Court may deem necessary and just.

18 \* \* \* \* \*

19 There being no just reason for delay, the Clerk of the Court  
20 is hereby directed, pursuant to Rule 54(b) of the Federal Rules  
21 of Civil Procedure, to enter this Judgment forthwith.

22  
23 DATED: \_\_\_\_\_

22497

WILLIAMS


UNITED STATES DISTRICT JUDGE





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

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4 DATED: February 19, 1997

  
Mary Lou Crook

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