

1 Frederick L. Block
2 Fredric D. Firestone
3 Gregory G. Faragasso
4 Kurt G. Gresenz
5 Heidi H. Mayor
6 U.S. Securities & Exchange Commission
7 100 F Street, N.E.
8 Washington, DC 20549-4010
9 Tel: (202) 551-4919 (Block)
10 Fax: (202) 772-9245 (Block)
11 Email: *BlockF@sec.gov*

12 **UNITED STATES DISTRICT COURT**
13 **FOR THE DISTRICT OF NEVADA**

14 SECURITIES AND EXCHANGE COMMISSION,

15 Plaintiff,

16 v.

2:07-CV-00506 -LDG/RJJ

17 GERALD HAROLD LEVINE, MARIE A. LEVINE,
18 MARY ANN METZ, DARIN SCOTT METZ, ALAN
19 BRUCE COPELAND, ISAAC BARRETT MORLEY,
20 BRUCE CHET ROTHENBERG and NUSTAR
21 HOLDINGS, INC.,

22 Defendants,

23 and

24 WIRE TO WIRE, INC., PUBLIC HIGHWAY, INC.,
25 THE 1975 TRUST and GLOBAL ENVIRONMENTAL
26 SYSTEMS, INC.,

27 Relief Defendants.
28

29 **JUDGMENT AS TO DEFENDANTS ISAAC BARRETT MORLEY AND**
30 **BRUCE CHET ROTHENBERG**

31 1. The Securities and Exchange Commission (“Commission”), having filed
32 and served a Complaint on Defendants Isaac Barrett Morley and Bruce Chet Rothenberg
33 (“Defendants”); having entered a general appearance; consented to the Court’s jurisdiction over
34 Defendants and the subject matter of this action; consented to entry of this Judgment without
35 admitting or denying the allegations of the Complaint (except as to jurisdiction); waived findings
36 of fact and conclusions of law; and waived any right to appeal from this Judgment:
37
38

I.

1
2 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant Isaac Barrett
3 Morley and his agents, servants, employees, attorneys, and all persons in active concert or
4 participation with them who receive actual notice of this Judgment by personal service or
5 otherwise are permanently restrained and enjoined from violating Sections 5(a) and 5(c) of the
6 Securities Act of 1933 (the "Securities Act") [15 U.S.C. § 77e(a) & 77e(c)] by, directly or
7 indirectly, in the absence of any applicable exemption:
8

- 9 (a) Unless a registration statement is in effect as to a security, making use of any
10 means or instruments of transportation or communication in interstate commerce or
11 of the mails to sell such security through the use or medium of any prospectus or
12 otherwise;
13
14 (b) Unless a registration statement is in effect as to a security, carrying or causing to be
15 carried through the mails or in interstate commerce, by any means or instruments of
16 transportation, any such security for the purpose of sale or for delivery after sale; or
17
18 (c) Making use of any means or instruments of transportation or communication in
19 interstate commerce or of the mails to offer to sell or offer to buy through the use or
20 medium of any prospectus or otherwise any security, unless a registration statement
21 has been filed with the Commission as to such security, or while the registration
22 statement is the subject of a refusal order or stop order or (prior to the effective date
23 of the registration statement) any public proceeding or examination under Section 8
24 of the Securities Act [15 U.S.C. § 77h].
25

II.

26
27 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
28 Isaac Barrett Morley and his agents, servants, employees, attorneys, and all persons in active

1 concert or participation with them who receive actual notice of this Judgment by personal service
2 or otherwise are permanently restrained and enjoined from violating Section 17(a) of the
3 Securities Act [15 U.S.C. § 77q(a)] in the offer or sale of any security by the use of any means or
4 instruments of transportation or communication in interstate commerce or by use of the mails,
5 directly or indirectly:

6 (a) to employ any device, scheme, or artifice to defraud;

7 (b) to obtain money or property by means of any untrue statement of a material fact or
8 any omission of a material fact necessary in order to make the statements made, in light of
9 the circumstances under which they were made, not misleading; or
10

11 (c) to engage in any transaction, practice, or course of business which operates or
12 would operate as a fraud or deceit upon the purchaser.
13

14 **III.**

15 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
16 Isaac Barrett Morley and his agents, servants, employees, attorneys, and all persons in active
17 concert or participation with them who receive actual notice of this Judgment by personal service
18 or otherwise are permanently restrained and enjoined from violating, or aiding and abetting
19 violations of, directly or indirectly, Section 10(b) of the Securities Exchange Act of 1934 (the
20 “Exchange Act”) [15 U.S.C. § 78j(b)] and Rule 10b-5 promulgated thereunder [17 C.F.R.
21 § 240.10b-5], by using any means or instrumentality of interstate commerce, or of the mails, or of
22 any facility of any national securities exchange, in connection with the purchase or sale of any
23 security:
24

25 (a) to employ any device, scheme, or artifice to defraud;
26
27
28

- 1 (b) to make any untrue statement of a material fact or to omit to state a material fact
2 necessary in order to make the statements made, in the light of the circumstances
3 under which they were made, not misleading; or
4
5 (c) to engage in any act, practice, or course of business which operates or would
6 operate as a fraud or deceit upon any person.

7 **IV.**

8 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that, pursuant to
9 Section 20(e) of the Securities Act [15 U.S.C. § 77t(e)] and Section 21(d)(2) of the Exchange Act
10 [15 U.S.C. § 78u(d)(2)], Defendant Isaac Barrett Morley is permanently barred from acting as an
11 officer or director of any issuer that has a class of securities registered pursuant to Section 12 of
12 the Exchange Act [15 U.S.C. § 78l] or that is required to file reports pursuant to Section 15(d) of
13 the Exchange Act [15 U.S.C. § 78o(d)].
14

15 **V.**

16 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
17 Bruce Chet Rothenberg is permanently restrained and enjoined from violating Section 15(a)(1) of
18 the Securities Exchange Act of 1934 (the "Exchange Act") [15 U.S.C. § 78o(a)(1)], by using any
19 means or instrumentality of interstate commerce, or of the mails, to effect any transaction in, or to
20 induce or attempt to induce the purchase or sale of, any security (other than an exempted security
21 or commercial paper, bankers' acceptances, or commercial bills), unless Defendant Bruce Chet
22 Rothenberg is registered in accordance with Section 15(b) of the Exchange Act [15 U.S.C. §
23 78o(a)(1)].
24

25 **VI.**

26 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant
27 Bruce Chet Rothenberg shall, within thirty days of the entry of this Judgment, surrender to the
28

1 transfer agent for cancellation all the shares in NuStar Holdings, Inc., that he received as
2 compensation for his role in the sale of the shares of NuStar Holdings, Inc.

3 **VII.**

4 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendants
5 Isaac Barrett Morley and Bruce Chet Rothenberg and Defendants' agents, servants, employees,
6 attorneys, and all persons in active concert or participation with them who receive actual notice of
7 this Judgment by personal service or otherwise are permanently barred from participating in the
8 offer or sale of any penny stock as that term is defined by Section 3(a)(51) of the Exchange Act
9 [15 U.S.C. § 78c(a)(51)] and Rule 3a-51 promulgated thereunder [17 C.F.R. § 240.3a-51].
10

11 **VIII.**

12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Consent of
13 Defendants is incorporated herein with the same force and effect as if fully set forth herein, that
14 Defendants shall comply with all of the undertakings and agreements set forth therein.
15

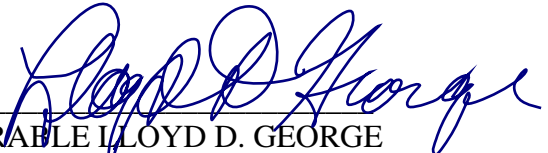
16 **IX.**

17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court shall retain
18 jurisdiction over this action for all purposes, including implementing and enforcing the terms of
19 this Judgment and all other orders and decrees which have been or may be entered in this case,
20 and granting such other relief as the Court may deem necessary and just.
21
22
23
24
25
26
27
28

X.

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 Judgment.

Dated: 2/ Feb, 2008


HONORABLE LLOYD D. GEORGE
UNITED STATES DISTRICT JUDGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28