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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON

10 SECURITIES AND EXCHANGE COMMISSION,  
11  
12 Plaintiff,  
13 vs.  
14 JOSEPH C. LAVIN, and  
GLOBAL ASSET PARTNERS, LLP,  
15 Defendants.

Case No. C 07-1188RSL

[PROPOSED] FINAL JUDGMENT AS TO  
DEFENDANT JOSEPH C. LAVIN

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18 The Securities and Exchange Commission having filed a Complaint and Defendant Joseph C.  
19 Lavin having entered a general appearance; consented to the Court's jurisdiction over Defendant  
20 Lavin and the subject matter of this action; consented to entry of this Final Judgment without  
21 admitting or denying the allegations of the Complaint (except as to jurisdiction); waived findings of  
22 fact and conclusions of law; and waived any right to appeal from this Final Judgment; and the Court,  
23 being fully advised, orders as follows:

24 I.

25 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant Lavin and his  
26 agents, servants, employees, attorneys-in-fact, and all persons in active concert or participation with  
27 any of them, who receive actual notice of this Final Judgment, by personal service or otherwise, and

1 each of them, are permanently enjoined and restrained from, directly or indirectly, violating Section  
2 5(a) and 5(c) of the Securities Act of 1933 (“Securities Act”) [15 U.S.C. § 77e(a) and 77e(c)], by  
3 directly or indirectly, through use of the means or instruments of transportation or communication in  
4 interstate commerce, or of the mails, offering to sell or selling a security or carrying or causing such  
5 security to be carried through the mails or in interstate commerce, for the purpose of sale or delivery  
6 after sale, unless a registration statement is in effect for that security.

7 II.

8 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Lavin and his  
9 agents, servants, employees, attorneys-in-fact, and all persons in active concert or participation with  
10 any of them, who receive actual notice of this Final Judgment, by personal service or otherwise, and  
11 each of them, are permanently enjoined and restrained from, directly or indirectly, violating Section  
12 17(a) of the Securities Act [15 U.S.C. § 77q(a)] by, directly or indirectly, in connection with the offer  
13 or sale of the securities of any issuer, by the use of any means or instrumentality of transportation or  
14 communication in interstate commerce, or of the mails:

- 15 1. employing devices, schemes, or artifices to defraud;
- 16 2. obtaining money or property by means of any untrue statements of material fact or  
17 omitting to state material facts necessary in order to make the statements made, in the  
18 light of the circumstances under which they were made, not misleading; or
- 19 3. engaging in transactions, practices, or courses of business which operate or would  
20 operate as a fraud or deceit upon the purchasers of such securities.

21 III.

22 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Lavin and his  
23 agents, servants, employees, attorneys-in-fact, and all persons in active concert or participation with  
24 any of them, who receive actual notice of this Final Judgment, by personal service or otherwise, and  
25 each of them, are permanently enjoined and restrained from, directly or indirectly, violating Section  
26 10(b) of the Securities Exchange Act of 1934, 15 U.S.C. § 78j(b), and Rule 10b-5 thereunder, 17  
27 C.F.R. § 240.10b-5, by:

1. employing any device, scheme, or artifice to defraud;
  2. making any untrue statement of a material fact or omitting 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
  3. engaging in any act, practice, or course of business which operates or would operate as a fraud or deceit upon any person,
- in connection with the purchase or sale of the securities of any issuer, by the use of any means or instrumentality of interstate commerce, or of the mails, or of any facility of any national securities exchange.

#### IV.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant Lavin and his agents, servants, employees, attorneys-in-fact, and all persons in active concert or participation with any of them, who receive actual notice of this Final Judgment, by personal service or otherwise, and each of them, are permanently enjoined and restrained from, directly or indirectly, violating Sections 206(1) and 206(2) of the Investment Advisers Act of 1940 [15 U.S.C. § 80b-6(1) and (2)] by directly or indirectly, through use of the means or instruments of transportation or communication in interstate commerce or of the mails, and while engaging in the business of advising others for compensation as to the advisability of investing in, purchasing or selling securities:

1. employing devices, schemes or artifices to defraud; or
2. engaging in acts, practices or courses of business which operated or would operate as a fraud or deceit upon clients or prospective clients.

#### V.

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

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VI.

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.

VII.

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

Dated: \_\_\_\_\_

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The Honorable Robert J. Lesnik  
UNITED STATES DISTRICT JUDGE