

1 PRESTON DuFAUCHARD
California Corporations Commissioner
2 WAYNE STRUMPFER
Deputy Commissioner
3 ALAN S. WEINGER (BAR NO. 86717)
Supervising Attorney
4 MARLOU de LUNA (BAR NO. 162259)
Senior Corporations Counsel
5 320 West 4th Street, Suite 750
Los Angeles, California 90013-2344
6 Telephone: (213) 576-7505

7 Attorneys for the People of the State of California

ORIGINAL FILED

AUG 11 2006

LOS ANGELES
SUPERIOR COURT

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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF LOS ANGELES

11
12 THE PEOPLE OF THE STATE OF
13 CALIFORNIA, by and through the
California Corporations Commissioner,

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15 Plaintiff,

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17 v.

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19 TONY M. NAVA, JR., as an individual; and
20 Does 1 through 10, inclusive,

21 Defendants.
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CASE NO.: BC 356585

~~(PROPOSED)~~
TEMPORARY RESTRAINING ORDER AND
ORDER TO SHOW CAUSE RE
PRELIMINARY INJUNCTION

1 To defendant Tony M. Nava, Jr.:

2 This Court having read and considered the application, memorandum of points and
3 authorities, complaint, declarations and exhibits, and all other evidence presented, and good
4 cause appearing therefore:

5 YOU AND EACH OF YOU ARE HEREBY ORDERED TO SHOW CAUSE AT
6 9:30 a.m on 8/29/06, or as soon thereafter as counsel may be heard
7 in Department 85 of the above entitled Court, located at 111 N. Hill St., Los Angeles,
8 California 90012 why you, your agents, servants, assigns and all those acting in concert with
9 you, should not be restrained and enjoined pending trial of this action from:

- 10 A. violating Corporations Code section 25110 by offering and selling
11 unqualified, non-exempt securities;
- 12 B. violating Corporations Code section 25401 by misrepresenting and/or
13 omitting material facts in the offers and sales of securities;
- 14 C. violating Corporations Code section 25404 by altering and falsifying the
15 Desist and Refrain Order issued by the Commissioner on March 1, 2006;
- 16 D. violating Desist and Refrain Orders issued by the Commissioner on December
17 10, 2002 and March 1, 2006; and
- 18 E. withdrawing from any bank account or disposing of any real or personal
19 property in his possession or control, which property, or assets were derived or emanated
20 from directly, or indirectly, the sale and issuance of securities alleged in this action, without
21 leave of the Court.

22 PENDING HEARING on the above Order to Show Cause, you, your agents,
23 servants, assigns and all those acting in concert with you, ARE HEREBY RESTRAINED
24 AND ENJOINED from:

- 25 ~~A.~~ violating Corporations Code section 25110 by offering and selling
26 unqualified, non-exempt securities;
- 27 B. violating Corporations Code section 25401 by misrepresenting and/or
28 omitting material facts in the offers and sales of securities;

1 C. violating Corporations Code section 25404 by altering and falsifying the
2 Desist and Refrain Order issued by the Commissioner on March 1, 2006;

3 D. violating Desist and Refrain Orders issued by the Commissioner on ~~December~~
4 ~~10, 2002~~ and March 1, 2006; and

5 E. withdrawing from any bank account or disposing of any real or personal
6 property in his possession or control, which property, or assets were derived or emanated
7 from directly, or indirectly, the sale and issuance of securities alleged in this action, without
8 leave of the Court.

9 This Order to Show Cause and supporting papers shall be served on defendant no
10 later than 8/16/06 by personal service Proof of service shall be filed
11 and delivered in the manner provided by CCP §527.

12 The following briefing schedule shall apply: Any opposition papers to the OSC shall
13 be filed ^{in Sept. 85} and served on plaintiff no later than 8/21/06 noon. Any reply papers to
14 such opposition shall be filed and served on defendant no later than 8/23/06 4 p.m.

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16 Date: 8/11/06

17 **DZINTRA JANAVS**

18 Hon. Dzintra Janavs
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