

1 FUTTERMAN DUPREE DODD CROLEY MAIER LLP  
2 JAMIE L. DUPREE (158105)  
2 JAIME G. TOUCHSTONE (233187)  
3 180 Sansome Street, 17<sup>th</sup> Floor  
3 San Francisco, CA 94104  
4 Telephone: (415) 399-3840  
4 Facsimile: (415) 399-3838  
5 [jdupree@fddcm.com](mailto:jdupree@fddcm.com)  
5 [jtouchstone@fddcm.com](mailto:jtouchstone@fddcm.com)

6 *Attorneys for Receiver*  
Stephen E. Anderson

7

8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
10 **SACRAMENTO**

11 SECURITIES AND EXCHANGE  
12 COMMISSION,

13 *Plaintiff*

14 v.  
15 ANTHONY VASSALLO, et al,  
16 *Defendants.*

Case No. CV 09-000665 LKK-DAD

**ORDER DIRECTING AT&T, SKYPE  
AND YAHOO EACH TO PRODUCE  
DOCUMENTS AND INFORMATION  
CONCERNING VASSALLO  
ACCOUNTS**

Judge Lawrence K. Karlton

17  
18 On April 30, 2009, this Court filed the Order Appointing Temporary Receiver for Equity  
19 Investment Management and Trading, Inc. (“EIMT”) and Order to Show Cause for Appointment  
20 of Permanent Receiver (“OAR”) and on July 31, 2009, the Court filed an Order permanently  
21 appointing Receiver. Pursuant to the OAR, for good cause shown, and in order to empower and  
22 authorize the Receiver to carry out his duties and obligations,

23 THE COURT HEREBY FINDS AND ORDERS AS FOLLOWS:

24 Receiver has been working diligently to locate and marshal assets of Defendant Equity  
25 Investment Management Trading, Inc. (“EIMT”). During his investigation, Receiver has had  
26 limited access to books and records concerning EIMT. Some records concerning EIMT were  
27 seized by the Federal Bureau of Investigation, were transferred to Washington, D.C., and may

28

1 never be made available to Receiver. Receiver is still working to understand some of the "exotic"  
2 investments made by EIMT (many of which appear to be fraudulent).

3 Receiver's investigation has revealed that Defendant Anthony Vassallo used the following  
4 communication accounts ("Vassallo Accounts") when he operated EIMT:

5

- AT&T Phone Number: (916) 800-0008;
- Skype Phone Number: (916) 896-3062, Identification "Anthony200012"; and
- Yahoo E-Mail Account: anthony20012@yahoo.com

7 Receiver believes that Vassallo used the Vassallo Accounts to communicate with potential and  
8 actual investors, to communicate with entities with which he invested EIMT funds, and to  
9 communicate with other third parties concerning EIMT. Receiver believes information from the  
10 Vassallo Accounts will facilitate his tracing and recovery of receivership assets, particularly the  
11 more "exotic" investments made by EIMT after it stopped trading at brokerage houses.

12 To further assist Receiver's effort to locate and marshal possible EIMT investor money  
13 and to trace investor funds, the Court directs AT&T, Skype and Yahoo each to provide  
14 information and documentation concerning the Vassallo Accounts which will assist Receiver to  
15 marshal assets and recover EIMT investor funds for the period of January 1, 2004 to March 10,  
16 2009 (the day before this action was filed), including, but not limited to account holder  
17 information, statements and invoices reflecting phone calls to and from such accounts, records  
18 reflecting the content of any telephone conferences for such accounts, and records reflecting e-  
19 mails received by and sent from such accounts.

20 AT&T, Skype and Yahoo are each further directed to cooperate fully with Receiver in  
21 Receiver's activities, investigation and inquiries on behalf of this Court.

22 **IT IS SO ORDERED.**

23  
24 Dated: April 22, 2010

25   
26 LAWRENCE K. KARLTON  
27 SENIOR JUDGE  
28 UNITED STATES DISTRICT COURT