

1 | MARC J. FAGEL (Cal. Bar No. 154425)
 MARK P. FICKES (Cal. Bar No. 178570)
 2 | fickesm@sec.gov
 SUSAN L. LAMARCA (Cal. Bar No. 215231)
 3 | lamarcas@sec.gov
 JEREMY E. PENDREY (Cal. Bar No. 187075)
 4 | pendreyj@sec.gov

5 | Attorneys for Plaintiff
 SECURITIES AND EXCHANGE COMMISSION
 6 | 44 Montgomery Street, Suite 2600
 San Francisco, California 94104
 7 | Telephone: (415) 705-2500
 Facsimile: (415) 705-2501
 8 |

9 | **UNITED STATES DISTRICT COURT**
 10 | **NORTHERN DISTRICT OF CALIFORNIA**
 11 | **SAN FRANCISCO DIVISION**
 12 |

13 | SECURITIES AND EXCHANGE COMMISSION,
 14 |

15 | Plaintiff,

16 | vs.

17 | ROBERT C. BROWN, JR. AND TREBOR COMPANY
 (AKA TREBOR INVESTMENT COMPANY, TREBOR
 18 | SEMINARS, TREBOR GROUP AND TREBOR GROUP
 FUND),

19 | Defendants,

20 | and

21 | DUANE EDDINGS, CDC GLOBAL, INC. AND WISE
 INVESTORS SIMPLY EXCEL, LLC,
 22 |

23 | Relief Defendants.

Case No. C 08-03517 EMC

[PROPOSED] FINAL JUDGMENT
 AS TO DEFENDANTS ROBERT C.
 BROWN, JR. AND TREBOR
 COMPANY

1 **FINAL JUDGMENT AS TO DEFENDANTS ROBERT C. BROWN, JR.**
2 **AND TREBOR COMPANY**

3 I.

4 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendants and
5 Defendants' agents, servants, employees, attorneys, and all persons in active concert or participation
6 with them who receive actual notice of this Final Judgment by personal service or otherwise are
7 permanently restrained and enjoined from violating, directly or indirectly, Section 10(b) of the
8 Securities Exchange Act of 1934 (the "Exchange Act") [15 U.S.C. § 78j(b)] and Rule 10b-5
9 promulgated thereunder [17 C.F.R. § 240.10b-5], by using any means or instrumentality of interstate
10 commerce, or of the mails, or of any facility of any national securities exchange, in connection with
11 the purchase or sale of any security:

- 12 (a) to employ any device, scheme, or artifice to defraud;
- 13 (b) to make any untrue statement of a material fact or to omit to state a material fact
14 necessary in order to make the statements made, in the light of the circumstances
15 under which they were made, not misleading; or
- 16 (c) to engage in any act, practice, or course of business which operates or would
17 operate as a fraud or deceit upon any person.

18 II.

19 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendants and
20 Defendants' agents, servants, employees, attorneys-in-fact, and all persons in active concert or
21 participation with them who receive actual notice of this Final Judgment by personal service or
22 otherwise are permanently restrained and enjoined from violating Sections 206(1) and 206(2) of the
23 Investment Advisers Act of 1940, 15 U.S.C. §§ 80b-6(1) and (2), by the use of any means or
24 instruments of transportation or communication in interstate commerce or by use of the mails,
25 directly or indirectly:

- 26 (a) to employ any device, scheme, or artifice to defraud any client or prospective client; or
- 27 (b) to engage in any transaction, practice, or course of business which operates as a fraud
28 or deceit upon any client or prospective client.

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

III.

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.

DATED: 7/1, 2011

