

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

SECURITIES AND EXCHANGE  
COMMISSION

Plaintiff,

GREGG D. CAPLITZ, et al.,

Defendants,

and

ROSALIND HERMAN, et al.,

Relief Defendants.

C.A. No. 13-10612-MLW

MOTION TO STAY AND FOR ENTRY OF STIPULATED PRELIMINARY  
INJUNCTION

Defendants Gregg Caplitz and Insight Onsite Strategic Management, LLC and Relief Defendants Rosalind Herman, Brain Herman, Brad Herman, Charlene Herman, and The Knew Finance Experts, Inc., (collectively "Defendants"), by and through undersigned counsel, respectfully request that this Honorable Court enter a stay order with respect to the above-captioned proceedings to extend through the conclusion of the related criminal case currently pending against Defendant Caplitz and Relief Defendant Rosalind Herman. Defendants and Plaintiff Securities and Exchange Commission (the "SEC") also request that the Court enter the proposed stipulated Preliminary Injunction, attached hereto.

As grounds therefor, the Defendants note that Mr. Caplitz and Ms. Herman have both been charged by way of a Second Superseding Indictment with, *inter alia*, Investment Adviser Fraud, in violation of 15 U.S.C. §§80b-6(1), 80b-6(2), 80b-6(4), and 80b-17; False Filing with

The Stipulated Preliminary Injunction is appropriate and acceptable to the court. Having balanced the competing considerations, the court finds that defendants' request for a stay of the case pending resolution of the referenced criminal case is also justified. See SEC v. Dresser Industries, 628 F.2d 1368 (CD.C. Cir. 1970).

Microfinance, Inc. v. Premier Holidays International, 385 F.3d 72 (1st Cir. 2004). Therefore, it is hereby ORDERED that: (1) this Motion is ANSWERED; (2) the Stipulated Preliminary Injunction is ENTERED; (3) the June 6, 2013 hearing is CANCELLED; and (4) defendants shall confer with the SEC and inform the court when the related case is resolved. We U.S. District Judge, May 9, 2013.