STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

HENRY D. MCMASTER,
in his official capacity as the
SECURITIES COMMISSIONER FOR
THE STATE OF SOUTH CAROLINA,

Plaintiff,

-vs-

CAPITAL CONSORTIUM GROUP, LLC; 3 HEBREW BOYS, LLC; TONY POUGH a/k/a TONY BERNARD POUGH; TIM MCQUEEN a/k/a TIMOTHY MCQUEEN; JOSEPH BRUNSON a/k/a JOSEPH B. BRUNSON; DANIEL DEVELOPMENT GROUP, LLC; FIRST CITIZENS BANK AND TRUST CO., INC.;

Defendants.

AMENDED SUMMONS

C.A. No. 07-CP-40-3[illegible]

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2007 JUN 22 PM 4:38
BARBARA A. SCOTT
C.C.P. & G.S.

TO: CAPITAL CONSORTIUM GROUP, LLC.
3 HEBREW BOYS, LLC
DANIEL DEVELOPMENT GROUP, LLC
TONY POUGH
TIM McQUEEN
JOSEPH BRUNSON
c/o their counsel of record,
Hemphill P. Pride, II, Esq.
P.O. Box 4529
Columbia, SC 29240

FIRST CITIZENS BANK AND
TRUST COMPANY, INC.
c/o its counsel of record,
Stanley H. McGuffin, Esq.
Haynsworth Sinkler Boyd, PA
P.O. Box 11889
Columbia, SC 29211

YOU ARE HEREBY SUMMONED and required to answer the First Amended Complaint in this action, a copy of which is herewith served upon you, and to serve a copy of your Answer to the First Amended Complaint on the subscriber at his office Attorney General's Office, P. O. Box 11549, Columbia, South Carolina, 29211, within thirty (30) days after the service hereof, exclusive of the day of such service, and if you fail to answer the First Amended Complaint within the time aforesaid, the Plaintiff in this action will apply to the Court for the relief demanded in the First Amended Complaint.

WARREN V. GANJEHSANI
Assistant Attorney General
P. O. Box 11549
Columbia, SC 29211
(803) 734-9916

June 22, 2007

STATE OF SOUTH CAROLINA)
)
COUNTYOF RICHLAND)
)
HENRY D. MCMASTER, in his official capacity as SECURITIES COMMISSIONER FOR THE STATE OF S.C.)
Plaintiff(s))
)
vs.)
)
CAPITAL CONSORTIUM GROUP, LLC; 3 HEBREW BOYS, LLC; ET AL.)
Defendant(s))

IN THE COURT OF COMMON PLEAS

CIVIL ACTION COVERSHEET

___2007____ - CP - __40___ - ____3116_____

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BARBARA A. SCOTT
C.C.C.P.G.S.

(Please Print)
Submitted By: Warren V. Ganjehsani
Address: P.O. Box 11549
Columbia, South Carolina 29211

SC Bar #: 17040
Telephone #: (803) 734-4731
Fax #: (803) 734-3677
Other:
E-mail:

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for the use of the Clerk of Court for the purpose of docketing. It must be filled out completely, signed, and dated. A copy of this cover sheet must be served on the defendant(s) along with the Summons and Complaint.

DOCKETING INFORMATION (*Check all that apply*)

***If Action is Judgment/Settlement do not complete**

- ☐ **JURY TRIAL** demanded in complaint. ☐ **NON-JURY TRIAL** demanded in complaint.
- ☐ This case is subject to **ARBITRATION** pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- ☐ This case is subject to **MEDIATION** pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- ☐ This case is exempt from ADR (certificate attached).

NATURE OF ACTION (*Check One Box Below*)

Contracts
- ☐ Constructions (100)
- ☐ Debt Collection (110)
- ☐ Employment (120)
- ☐ General (130)
- ☐ Breach of Contract (140)
- ☐ Other (199) _____

Torts - Professional Malpractice
- ☐ Dental Malpractice (200)
- ☐ Legal Malpractice (210)
- ☐ Medical Malpractice (220)
- ☐ Notice/ File Med Mal (230)
- ☐ Other (299) _____

Torts – Personal Injury
- ☐ Assault/Slander/Libel (300)
- ☐ Conversion (310)
- ☐ Motor Vehicle Accident (320)
- ☐ Premises Liability (330)
- ☐ Products Liability (340)
- ☐ Personal Injury (350)
- ☐ Wrongful Death (360)
- ☐ Other (399) _____

Real Property
- ☐ Claim & Delivery (400)
- ☐ Condemnation (410)
- ☐ Foreclosure (420)
- ☐ Mechanic's Lien (430)
- ☐ Partition (440)
- ☐ Possession (450)
- ☐ Building Code Violation (460)
- ☐ Other (499) _____

Inmate Petitions
- ☐ PCR (500)
- ☐ Sexual Predator (510)
- ☐ Mandamus (520)
- ☐ Habeas Corpus (530)
- ☐ Other (599) _____

Judgments/Settlements
- ☐ Death Settlement (700)
- ☐ Foreign Judgment (710)
- ☐ Magistrate's Judgment (720)
- ☐ Minor Settlement (730)
- ☐ Transcript Judgment (740)
- ☐ Lis Pendens (750)
- ☐ Other (799) _____

Administrative Law/Relief
- ☐ Reinstate Driver's License (800)
- ☐ Judicial Review (810)
- ☐ Relief (820)
- ☒ Permanent Injunction (830)
- ☐ Forfeiture (840)
- ☐ Other (899) _____

Appeals
- ☐ Arbitration (900)
- ☐ Magistrate-Civil (910)
- ☐ Magistrate-Criminal (920)
- ☐ Municipal (930)
- ☐ Probate Court (940)
- ☐ SCDOT (950)
- ☐ Worker's Comp (960)
- ☐ Zoning Board (970)
- ☐ Administrative Law Judge (980)
- ☐ Public Service Commission (990)
- ☐ Employment Security Comm (991)
- ☐ Other (999) _____

Special/Complex /Other
- ☐ Environmental (600)
- ☐ Automobile Arb. (610)
- ☐ Medical (620)
- ☐ Other (699) _____
- ☐ Pharmaceuticals (630)
- ☐ Unfair Trade Practices (640)
- ☐ Out-of State Depositions (650)

Submitting Party Signature: _____ **Date:** 6/22/07

Note: Frivolous civil proceedings may be subject to sanctions pursuant to SCRCP, Rule 11, and the South Carolina Frivolous Civil Proceedings Sanctions Act, S.C. Code Ann. §15-36-10 et. seq.

FOR MANDATED ADR COUNTIES ONLY

Florence, Horry, Lexington, Richland, Greenville and Anderson

SUPREME COURT RULES REQUIRE THE SUBMISSION OF ALL CIVIL CASES TO AN ALTERNATIVE DISPUTE RESOLUTION PROCESS, UNLESS OTHERWISE EXEMPT.

You are required to take the following action(s):

1. The parties shall select a neutral and file a "Proof of ADR" form on or by the 210th day of the filing of this action. If the parties have not selected a neutral within 210 days, the Clerk of Court shall then appoint a primary and secondary mediator from the current roster on a rotating basis from among those mediators agreeing to accept cases in the county in which the action has been filed.

2. The initial ADR conference must be held within 300 days after the filing of the action.

3. Pre-suit medical malpractice mediations required by S.C. Code §15-79-125 shall be held not later than 120 days after all defendants are served with the "Notice of Intent to File Suit" or as the court directs. (Medical malpractice mediation is mandatory statewide.)

4. Cases are exempt from ADR only upon the following grounds:

    a. Special proceeding, or actions seeking extraordinary relief such as mandamus, habeas corpus, or prohibition;

    b. Requests for temporary relief;

    c. Appeals

    d. Post Conviction relief matters;

    e. Contempt of Court proceedings;

    f. Forfeiture proceedings brought by governmental entities;

    g. Mortgage foreclosures; and

    h. Cases that have been previously subjected to an ADR conference, unless otherwise required by Rule 3 or by statute.

5. In cases not subject to ADR, the Chief Judge for Administrative Purposes, upon the motion of the court or of any party, may order a case to mediation.

6. Motion of a party to be exempt from payment of neutral fees due to indigency should be filed with the Court within ten (10) days after the ADR conference has been concluded.

Please Note: **You must comply with the Supreme Court Rules regarding ADR. Failure to do so may affect your case or may result in sanctions.**

STATE OF SOUTH CAROLINA COUNTY OF RICHLAND	)))	IN THE COURT OF COMMON PLEAS FOR THE FIFTH JUDICIAL CIRCUIT C.A. No. 07-CP-40-3116
HENRY D. MCMASTER, in his official capacity as the SECURITIES COMMISSIONER FOR THE STATE OF SOUTH CAROLINA, Plaintiff, -vs- CAPITAL CONSORTIUM GROUP, LLC; 3 HEBREW BOYS, LLC; TONY POUGH a/k/a TONY BERNARD POUGH; TIM MCQUEEN a/k/a TIMOTHY MCQUEEN; JOSEPH BRUNSON a/k/a JOSEPH B. BRUNSON; DANIEL DEVELOPMENT GROUP, LLC; FIRST CITIZENS BANK AND TRUST CO., INC.; Defendants.	))	FIRST AMENDED COMPLAINT

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BARBARA A. SCOTT
C.C.C. & G.S.

COMES NOW Plaintiff, Henry D. McMaster, in his official capacity as the Securities Commissioner for the State of South Carolina ("Securities Commissioner" or "Plaintiff"), and complaining of the above-named Defendants, alleges as follows:

PARTIES

1. Plaintiff is the Securities Commissioner of the State of South Carolina and, in that capacity, is charged with enforcing the securities laws of this State.

2. Capital Consortium Group, LLC ("CCG") is a South Carolina limited liability company with a last known business address at 4039 Monticello Road, Suite F, Columbia, South Carolina 29203, and a last known mailing address at 1013 Broad River Road, Suite 275, Columbia, South Carolina 29210, the latter of which is a UPS store. S&F Family Trust is the

registered agent for CCG, which may be served with process at 3930 Broad River Road, Suite E-2, Columbia, South Carolina 29210.

3. 3 Hebrew Boys, LLC ("3HB") is a South Carolina limited liability company with a last known business address at 4039 Monticello Road, Suite F, Columbia, South Carolina 29203, and a last known mailing address at 1013 Broad River Road, Suite 275, Columbia, South Carolina 29210, the latter of which is a UPS store. Defendant Tony Pough a/k/a Tony Bernard Pough ("Pough") is the registered agent for 3HB, which may be served with process at the aforesaid Monticello Road address.

4. Pough is a member/manager of CCG and 3HB and, upon information and belief, is a resident of Richland County, South Carolina. Pough's last known address is 1907 Henderson Street, Columbia SC 29201.

5. Tim McQueen a/k/a Timothy McQueen ("McQueen") is a member/manager of CCG and 3HB and, upon information and belief, is a resident of Richland County, South Carolina. McQueen' last known address is 44 Ravenglass Way, Blythewood, SC 29016.

6. Joseph Brunson a/k/a Joseph B. Brunson ("Brunson") is a member/manager of CCG and 3HB and, upon information and belief, is a resident of Richland County, South Carolina. Brunson's last known address is 209 Raintree Lane, Hopkins, SC 29061.

7. Daniel Development Group, LLC ("Daniel Development") is a South Carolina limited liability company. Defendant Pough is the registered agent for Daniel Development, which may be served with process at 1013 Broad River Road, Suite 275, Columbia, South Carolina 29210.

8. First Citizens Bank and Trust Company, Inc. ("First Citizens") is a South Carolina corporation doing business at 1230 Main Street, Columbia, South Carolina 29202. First Citizens

may be served with process by service upon its counsel of record, Stanley H. McGuffin, Esq.; Haynsworth Sinkler Boyd, P.A.; 1201 Main Street, 22nd Floor; Columbia, SC 29201.

JURISDICTION & VENUE

9. Plaintiff incorporates the allegations of paragraphs 1-8 and realleges same as if set forth verbatim herein.

10. Upon information and belief, Defendants Pough, McQueen, and Brunson are residents of Richland County and Defendants CCG, 3HB, Daniel Development and First Citizens maintain registered agents and/or agents authorized to accept service in Richland County.

11. This civil action is brought pursuant to S.C. CODE ANN. §§ 35-1-603(a) and (b), which authorizes the Securities Commissioner to bring an action in the Richland County Court of Common Pleas to enjoin violations of and enforce compliance with the State Securities Act.

12. This Court has jurisdiction over the parties and the subject matter of this action, and venue is proper in Richland County.

GENERAL ALLEGATIONS

13. Plaintiff incorporates the allegations of paragraphs 1-12 and realleges same as if set forth verbatim herein.

14. Defendants CCG, 3HB, Pough, McQueen, and Brunson, individually and by and through their agents and representatives (collectively referred to hereafter as "Defendants"), have been offering for the last several years one or more investment schemes ("Investments") to the public.

15. The Investments, as described at these seminars, constitute "securities" under S.C. CODE ANN. § 35-1-102(29).

16. Defendants are not licensed or registered to sell securities in or from South Carolina, and the Investments they offer are not and have never been registered as securities.

17. Defendants represent that their Investments will yield extremely high returns after a certain amount of money is invested over a specific period of time.

18. Defendants primarily solicit these Investments through live seminars put on by a network of agents and representatives in several states, as well as through personal solicitations initiated by them, their agents and/or representatives throughout the United States and overseas. Upon information and belief, these agents and representatives include but are not limited to the following relatives and/or spouses of Defendants: Kendra Pough, Edna H. Pough, Stacy G. Pough, Isolde Brunson, and Lisa McQueen.

19. Among the groups that Defendants target are members of the Armed Forces and their dependents, and Defendants have traveled to urban areas near military installations and to deployment zones overseas to solicit soldiers and their families. Defendants also target religious groups and church congregations, and tailor their marketing efforts and seminar presentations accordingly.

20. Defendants fraudulently represent at their seminars that their Investments produce high returns as a result of foreign exchange trading, and that such trading produces a nightly return of up to five hundred percent.

21. Defendants fraudulently represent at their seminars that certain debts and expenses of their investors will be paid off simply by paying a one-time "processing fee," provided that investors wait a prescribed amount of time before seeking the desired funds from Defendants. Such debts and expenses include but are not limited to mortgages, credit card balances and car loans.

22. Defendants fraudulently represent at their seminars that investors can invest a certain amount of money and then get an inflated monthly interest return after a certain period, such as a 10% return after only 91 days.

23. Once an investor enters into an investment contract ("Investment Contract") with Defendant(s), the investor is asked to issue a certified check or money order payable to Defendant(s). Defendant(s) then deposit said check(s) and/or money order(s) in a pooled bank account, where that investor's funds are commingled with deposits from other investors.

24. Defendants accumulated tens of millions of dollars from the unlawful sale of the Investments over the last several years.

25. Upon information and belief, Defendants deposited all or substantially all of the funds from these Investments in accounts at Bank of America ("BOA") for an unknown period prior to April 2007, at which time a BOA internal investigation into those accounts resulted in a determination of suspicious activity occurring.

26. Among the several suspicious activities occurring on these accounts were: (1) a wire transfer in December 2006 to "Insured Aircraft Title Service" for $4,450,000 which, upon information and belief, was used to procure aviation services and/or aircraft for Defendants; (2) wire transfers in 2006 and 2007 to "Homes Real Estate Development" totaling $3,690,000 which, upon information and belief, were used to purchase real estate for Defendants; and (3) wire transfers in March 2007 to "Coach LLC d/b/a Amadas Coach" totaling $1,025,000 which, upon information and belief, were used to purchase a luxury motor coach for Defendants.

27. Defendants drained over ten million dollars ($10,000,000) of investor funds from the BOA accounts. BOA ultimately advised Defendants it would be closing said accounts and Defendants were forced to move the subject funds elsewhere. Pough, Brunson, and McQueen had been signatories on, or otherwise associated with, all the BOA Accounts.

28. In March and April 2007, Pough and McQueen, on behalf of CCG and 3HB, opened five bank accounts ("Accounts") at First Citizens bearing the following account numbers: 083125048501, 083125024601, 083125047701, 083125011301, and 083125049301.

29. Defendants deposited over seventeen million dollars ($17,000,000.00) into the Accounts. Some of the Accounts' registration documents have notations identifying them as "CCG" or "Faith Ministries" accounts. "Faith Ministries" is, upon information and belief, a manager of CCG.

30. Virtually all of the hundreds of check and/or money order deposits into the First Citizens Accounts are made out to "Capital Consortium Group," as instructed at Defendants' seminars.

31. Notations appearing on these instruments indicate that they originated from investors in Defendants' scheme.

32. The Accounts are all in the name of Daniel Development, which, upon information and belief, is a shell entity into which Defendants have been diverting funds obtained from the unlawful sale of the Investments. Pough, McQueen and Brunson are Daniel Development's member(s)/manager(s), and Pough and McQueen are signatories on its Accounts.

33. Plaintiff is informed and believes that Daniel Development is the alter ego of Defendants CCG, 3HB, Pough, McQueen and Brunson, and that it serves as a repository and/or holding company for said Defendants' acquisition and use of monies, aircraft, luxury coach vehicles and real property, among other items.

34. Several suspicious transactions have occurred on the First Citizens Accounts, including: (1) multiple wire transfers to "Alexander Development Group" in the Bahamas totaling half a million dollars which, upon information and belief, were used to purchase condominiums for Defendants; (2) withdrawals of $444,000 and $688,718 from the Accounts in May 2007 to purchase real estate for Defendants in the Columbia and Atlanta areas, respectively; and (3) a wire transfer in April 2007 to "Waters & Associates" for $525,998.10 which, upon information and belief, was used to procure aviation consulting services for Defendants.

35. None of the funds contained in the First Citizens Accounts has ever been invested in any foreign exchange, as represented by Defendants at their seminars, and the enormous returns promised to investors have never materialized.

36. Defendants have wrongfully withheld and/or squandered the funds in the Accounts acquired from their investors.

37. Defendants have spent millions of dollars of investor funds since the Accounts were opened, some or all of which was expended on purchases for the personal use and enjoyment of Defendants rather than for the benefit of investors.

38. First Citizens ultimately determined that suspicious activity was occurring on the Accounts and notified Defendants that it intended to close Defendants' Accounts.

FOR A FIRST CAUSE OF ACTION
(VIOLATIONS OF STATE SECURITIES ACT)

39. Plaintiff incorporates the allegations of paragraphs 1-38 and realleges same as if set forth verbatim herein.

40. The Investments described herein constitute "securities" under South Carolina law.

41. The securities being offered are required to be registered prior to their offer and sale in and from this State.

42. The securities being offered were not registered with the State Securities Division or other appropriate regulatory agencies before they were offered and sold from this State.

43. The Defendants offering the securities were required to register as broker-dealers and broker-dealer agents prior to the securities being offered and/or sold in and from this State.

44. The Defendants who offered the securities were not registered as broker-dealers and broker-dealer agents with the State Securities Division or other appropriate regulatory agencies prior to the offer and sale of the securities in and from this State.

45. Defendant Pough is a convicted felon who was previously incarcerated for a financial crime, and Defendants never disclosed Pough's criminal conviction to prospective investors prior to their decision to invest in Defendants' securities.

46. Defendants made false representations they knew to be untrue at the seminars held to promote the securities and/or when the Investments were otherwise solicited.

47. Defendants do not and never did deposit investor money into foreign markets and their investment scheme(s) never earned or otherwise generated the inflated returns represented to investors.

48. Defendants' Investments have been offered to over five hundred (500) people during the period from September 1, 2006 to May 16, 2007.

49. Over two hundred (200) investors have invested with CCG during the period September 1, 2006 to May 16, 2007.

50. Defendants have violated and continue to violate S.C. CODE ANN. § 35-1-501 by operating an unlawful scheme designed to defraud investors.

51. Defendants have violated and continue to violate S.C. CODE ANN. §§ 35-1-301, 35-1-401, and 35-1-610(c) by failing to register their Investments as securities, and by offering and selling securities in and from South Carolina to residents of this State and other states without being properly licensed or registered to do so.

52. Defendants violated S.C. CODE ANN. § 35-1-501(2) by failing to disclose to potential investors that Pough is a convicted felon, since his status as a felon is a material fact of which potential investors must be informed in connection with the offer, sale, or purchase of the Investments.

53. Defendants have converted funds from the Accounts for purposes not disclosed to investors when they were enticed or solicited to invest with Defendants and, upon information and belief, Defendants have converted funds from the Accounts for personal expenditures.

54. Defendants offered for sale and sold securities in and from this State which were not federally-covered securities and were not registered under the State Securities Act, and for which no claim of exemption was made.

55. Defendants transacted securities business in and from South Carolina, when Defendants were not registered as broker-dealers and/or as broker-dealer agents under the State Securites Act and when no claim of exemption from registration as a broker-dealer or as a broker-dealer agent was made.

56. In connection with the offer or sale of securities within or from South Carolina, Defendants directly or indirectly (i) employed a device, scheme, or artifice to defraud; (ii) made untrue statements of material facts or omitted to state a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading; and (iii) engaged in acts, practices, or a course of business which operated as a fraud or deceit upon investors. Defendants' conduct includes, but is not limited to, the following:

a) CCG, 3HB, Pough, McQueen and Brunson failed to disclose to investors in CCG that one of the principals of the group, Tony Pough, had a prior criminal conviction for a financial crime;

b) CCG, 3HB, Pough, McQueen and Brunson failed to disclose to investors in CCG that the funds investors placed with CCG were not invested in the manner Defendants represented the funds would be invested;

c) CCG, 3HB, Pough, McQueen and Brunson told investors in CCG that CCG had its own traders and that the invesors' money would be deposited into "foreign exchange" to earn higher than average returns which would then be used to repay the investors; and

d) CCG, 3HB, Pough, McQueen and Brunson failed to disclose to investors that they were not and could not earn the type of returns they were promising investors by investing in the manner they had told investors they would invest and that, instead, much of the investor funds were left in bank accounts or used to repay other investors as other investors' returns became due.

(e) Defendants never disclosed that funds invested with CCG or 3HB would be placed into bank accounts in the name of Daniel Development or any other entity.

57. Plaintiff would show that, without issuance of an asset freeze and a permanent injunction, there is a reasonable likelihood that Defendants will continue to violate the securities laws of this State.

58. Plaintiff has made a proper showing for the Court to order an asset freeze and issue an injunction under S.C. CODE ANN § 35-1-603(b) for the relief prayed for herein.

FOR A SECOND CAUSE OF ACTION
(CONVERSION)

59. Plaintiff incorporates the allegations of paragraphs 1-58 and realleges same as if set forth verbatim herein.

60. Defendants CCG, 3HB, Pough, McQueen, Brunson, and Daniel Development misappropriated funds obtained from the Investments and routinely converted such funds to their own personal use without investors' knowledge or consent.

FOR A THIRD CAUSE OF ACTION
(CIVIL CONSPIRACY)

61. Plaintiff incorporates the allegations of paragraphs 1-60 and realleges same as if set forth verbatim herein.

62. Defendants CCG, 3HB, Pough, McQueen, Brunson, and Daniel Development conspired with one another for the purpose of financially injuring those who invested with CCG and/or 3HB.

63. Defendants CCG, 3HB, Pough, McQueen, Brunson, and Daniel Development's conspiracy resulted in damages being sustained by the affected investors, including but not limited to pecuniary losses that investors will not be able to fully recover.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays that the Court:

A. Order Defendants CCG, 3HB, Pough, McQueen, Brunson and Daniel Development to permanently cease and desist from engaging in any of the acts set forth herein and from further violating the State Securities Act;

B. Order the appointment of a receiver for Defendant(s) to recover and preserve assets of Defendant(s), whatever kind they may be and wherever they may be situate, and confer upon the receiver all powers and authority allowed by law;

C. Order an accounting of Defendants' assets, including but not limited to funds in the First Citizens Accounts;

D. Order disgorgement by Defendants of ill-gotten gains obtained in connection with the unlawful offer and sale of securities, including but not limited to divestment of all monies, real or personal property, and any other asset(s) obtained in whole or

in part with funds acquired as a result of such unlawful activity;

E. Enjoin Defendants CCG, 3HB, Pough, McQueen, Brunson, and Daniel Development from selling, transferring, concealing, damaging, altering, encumbering or otherwise disposing of any real or personal property—including but not limited to bank accounts of any kind—titled in the name of, owned by or otherwise in the possession of Defendants;

F. Enjoin any individual or entity not a party to this case from selling, transferring, concealing, damaging, altering, encumbering or otherwise disposing of Defendants' assets in the event such person(s) has, comes into possession of or otherwise gains access to same, after actual notice of any applicable decree of this Court being provided to said person(s);

G. Enjoin any individual or entity not a party to this case from permitting, enabling or acquiescing in Defendants CCG, 3HB, Pough, McQueen, Brunson, and Daniel Development engaging in any act enjoined by the Court, after actual notice of any applicable decree of this Court being provided to said person(s).

H. Imposing civil penalties on each Defendant in the amount of ten thousand ($10,000.00) dollars for each violation of the State Securities Act;

I. Enjoin Defendants from liquidating, moving or otherwise disposing of any and all assets of the affected investors, wherever such assets may be situate, and/or

J. Providing for such other and further relief as may be just and proper, including but not limited to other permanent injunctive relief as may be directed by the court.

HENRY D. MCMASTER
Securities Commissioner
TRACY A. MEYERS
Assistant Attorney General
T. PARKIN HUNTER
Assistant Attorney General
WARREN V. GANJEHSANI
Assistant Attorney General
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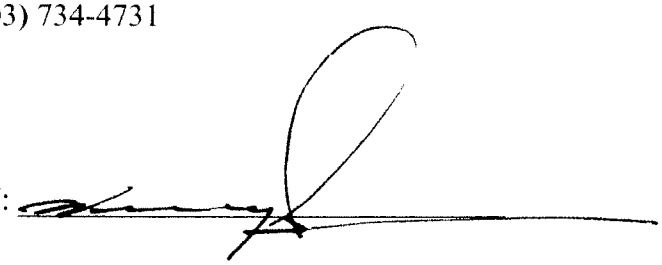
June 22, 2007

BY: