

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.)

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BARBARA J. ...
C.C.C. S. C.S.

NOTICE OF MOTION AND MOTION FOR TEMPORARY INJUNCTION, MOTION
FOR APPOINTMENT OF RECEIVER & MOTION FOR EXPEDITED HEARING

TO: DEFENDANTS ABOVE-NAMED

PLEASE TAKE NOTICE THAT Henry D. McMaster, in his official capacity as the Securities Commissioner for the State of South Carolina ("Plaintiff"), moves the Court for the following:

MOTION FOR TEMPORARY INJUNCTION

Pursuant to § 35-1-603(b) of the South Carolina Uniform Securities Act of 2005 ("Securities Act"), Plaintiff seeks an asset freeze and a temporary injunction enjoining defendants Capital Consortium Group, LLC ("CCG"); 3 Hebrew Boys, LLC ("3HB"); Tony

Pough a/k/a Tony Bernard Pough ("Pough"), Tim McQueen a/k/a Timothy McQueen ("McQueen"), Joseph Brunson a/k/a Joseph B. Brunson ("Brunson") and Daniel Development Group, LLC ("Daniel Development") (collectively, "Defendants") from selling, transferring, concealing, damaging, altering, encumbering or otherwise disposing of any real or personal property ("Assets")—including but not limited to withdrawing or transferring funds out of accounts of any kind held in any financial institution or brokerage house—which, as of the date of the filing of this motion, are titled in the name of, controlled by, owned by or otherwise in the possession of Defendants 3HB, CCG or Daniel Development.

Plaintiff requests that such asset freeze and injunction be binding upon the Defendants, their officers, agents, members, managers, directors, organizers, principals, shareholders, servants, employees, and attorneys, and upon those persons in active concert or participation with them who receive actual notice of the order for the asset freeze and temporary injunction by personal service or otherwise.

Plaintiff further requests that, upon actual notice being provided of an order issued pursuant to the present asset freeze and injunction motion, any individual or entity not already a party to this case shall be enjoined from selling, transferring, concealing, damaging, altering, encumbering or otherwise disposing of Assets should such person(s) have, come into possession of or otherwise gain access to the Assets.

Plaintiff further requests that, upon service of an order issued pursuant to the present asset freeze and injunction motion upon any financial institution, including but not limited to any bank, savings bank, credit union or brokerage house, that such institution(s) shall immediately freeze all accounts in the name of CCG, 3HB and Daniel Development.

In support of the instant motion, Plaintiff craves reference to the Circuit Court's findings in granting a temporary injunction on May 31, 2007 to freeze funds deposited by Defendants in certain bank accounts located at First Citizens Bank and Trust Company, Inc.

Plaintiff has made a proper showing for the foregoing relief in accordance with § 35-1-603(b) of the Securities Act and applicable federal law, namely, that there is a reasonable likelihood that Defendants, if not so enjoined, will continue violating the securities laws of this State.

Plaintiff moves for this asset freeze and injunction without the posting of a bond or other security. S.C. CODE ANN. § 35-1-603(c) (providing that the "Securities Commissioner may not be required to post a bond in an action or proceeding under [the Securities Act]").

MOTION FOR APPOINTMENT OF A RECEIVER

Pursuant to § 35-1-603(b) of the Securities Act, Plaintiff moves for the appointment of a receiver for Defendant(s) and for an order conferring upon the receiver all powers and authority allowed by law.

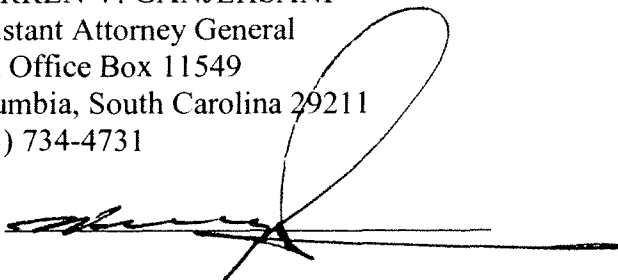
MOTION FOR EXPEDITED HEARING

Plaintiff asks that the above-described motions be heard on an expedited basis and prior to Defendants' motion to stay (filed and served on June 21, 2007), as the relief Plaintiff seeks is equitable in nature and is designed to preserve the status quo until there is a trial on the merits. If Defendants' motion is heard and granted before a hearing on Plaintiff's motions, Plaintiff will be unjustly deprived of an opportunity to preserve the Assets for an unknown but potentially prolonged period of time, during which Defendants may squander or hide such Assets with impunity.

Respectfully submitted,

HENRY D. MCMASTER
Securities Commissioner
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Assistant Attorney General
T. PARKIN HUNTER
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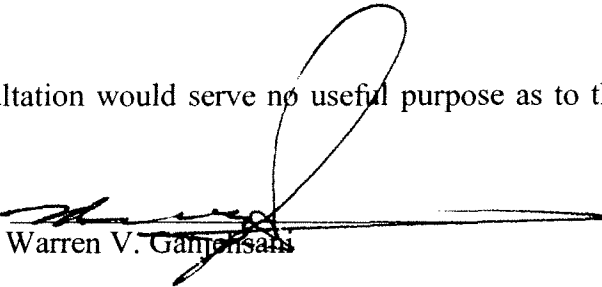


June 22, 2007

RULE 11, SCRPC CERTIFICATION:

Undersigned counsel certifies that consultation would serve no useful purpose as to the foregoing motions.

BY:



Warren V. Ganjehsani

June 22, 2007