7TH JUDICIAL DISTRICT COURT
BONNEVILLE COUNTY IDAHO

'03 NOV 12 P3:21

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IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR BONNEVILLE COUNTY

STATE OF IDAHO, DEPARTMENT OF FINANCE, SECURITIES BUREAU, Plaintiff, vs. COLLABWARE CORPORATION, formerly an Idaho corporation; BARRY L. MOYER, president, chief executive officer and director, and WILLIAM J. INMAN, vice-president and director, as individuals and in their official capacities as officers and directors, Defendants.	)	Case No. CV-03-3137 **STIPULATED JUDGMENT AND PERMANENT INJUNCTION AGAINST DEFENDANT BARRY L. MOYER**

Defendant Barry L. Moyer and the Department of Finance, State of Idaho, Securities Bureau (Department), having agreed to resolve all allegations set forth in the Verified Complaint filed in the above-captioned matter by the stipulation on file herein,

PURSUANT TO THE AFOREMENTIONED STIPULATION, THE COURT HEREBY ORDERS, ADJUDGES, AND DECREES as follows:

INJUNCTIVE RELIEF:

Defendant Barry L. Moyer is permanently enjoined from engaging in any acts, practices or omissions which would constitute violations of the Idaho Securities Act, Title 30, Chapter 14, Idaho Code, and in particular, he is permanently enjoined from:

A. Selling or offering for sale nonexempt securities in any form in the state of Idaho until such time as the securities have been registered with the Idaho Department of Finance in accordance with Title 30, Chapter 14, Idaho Code; and

B. While engaged in or in connection with the offer, sale or purchase of any security in the state of Idaho:

(1) Employing any device, scheme, or artifice to defraud any investors or prospective investors;

(2) Making any untrue statement of a material fact or omitting to state a material fact necessary in order to make statements made, in light of the circumstances under which they are made, not misleading;

(3) Engaging in any act, practice or course of business which operates, or would operate, as a fraud or deceit upon any person;

(4) Aiding, abetting, counseling, inducing or causing any other person to engage in any of the types of conduct described in paragraphs B(1), B(2), or B(3) above.

This stipulated judgment shall not be considered an order, judgment or decree for the purposes of the application of the disqualification provisions of Rule 270.02 of the Rules Pursuant to the Idaho Securities Act, located at IDAPA 12.01.08.270.02 or Rule 262 promulgated under the federal Securities Act of 1933, located at 17 C.F.R. § 230.262.

MONEY JUDGMENT:

The Department is hereby awarded a money judgment against Defendant Barry L. Moyer in the amount of $10,000.00, constituting partial restitution for the benefit of members of the SMTM Investment Club.

DATED this 12th of November, 2003.

Richard F. St. Clair
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of November, 2003, I served a true and correct copy of the foregoing STIPULATED JUDGMENT AND PERMANENT INJUNCTION AGAINST DEFENDANT BARRY L. MOYER by placing the same in the United States Mail, postage prepaid, to:

Bruce C. Fox
DICKIE, McCAMEY & CHILCOTE
Two PPG Place, Suite 400
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Winston Beard
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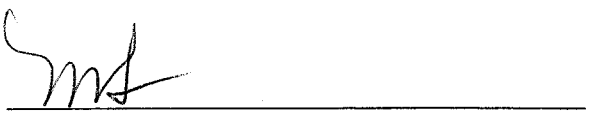
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