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NO. _____ FILED
A.M. _____ P.M. _____

MAR 30 2001

J. DAVID NAVARRO, Clerk
By SUZIE BUUS
DEPUTY

ALAN G. LANCE
ATTORNEY GENERAL

MICHAEL LARSEN
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Department of Finance
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Idaho State Bar #3436

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT**

**OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

| | |
|---|---|
| STATE OF IDAHO, Department of Finance,<br><br>Plaintiff,<br><br>vs.<br><br>ELIE MICHAEL SAKARAN, an individual, and PACIFIC RIM CAPITAL, INC., a Delaware Corporation,<br><br>Defendants. | Civil No. CV OC 9905241D<br><br>**STIPULATION FOR JUDGMENT AND PERMANENT INJUNCTION** |

COMES NOW the Plaintiff, by and through counsel, and Defendant Elie Michael Sakaran, in order to avoid prolonged litigation, to stipulate and agree as follows:

1. If the allegations therein were proven, the Complaint on file herein states a cause of action for injunctive relief against Defendant Elie Michael Sakaran.

2. Defendant Elie Michael Sakaran neither admits nor denies the violations alleged in the Complaint. Nevertheless, Defendant Elie Michael Sakaran asserts that if he violated Idaho law in any respect, as alleged in the Complaint, he did so unknowingly and without intent to violate or commit any misrepresentation.

3. Defendant Elie Michael Sakaran stipulates to the entry of a money judgment, as restitution, against him in the amount of $110,000.00 in favor of Plaintiff.

4. Defendant Elie Michael Sakaran agrees that the Judgment and Permanent Injunction attached hereto as "Exhibit A" may be entered against him, and he hereby consents to the entry thereof.

5. Said Judgment and Permanent Injunction shall constitute a final resolution of all issues presented in Plaintiff's Complaint as to Defendant Elie Michael Sakaran, and may be presented to the Court immediately or at any time convenient to the Court, without the necessity of findings of fact or conclusions of law or further pleadings or proceedings in this matter.

6. All stipulating parties shall bear their own attorney's fees and costs of litigation.

3/26/01
Date

Michael Larsen
Deputy Attorney General
Counsel for Plaintiff
State of Idaho, Department of Finance

3/19/01
Date

Elie Michael Sakaran

3/24/01
Date

Alan R. Markizon
Counsel for Defendant

ALAN G. LANCE
ATTORNEY GENERAL

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**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT**

**OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

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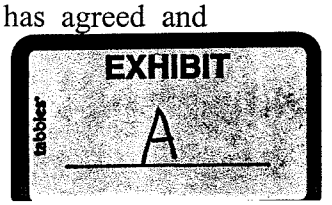
| STATE OF IDAHO, Department of Finance, | ) | |
| | ) | Civil No. CV OC 9905241D |
| Plaintiff, | ) | |
| | ) | **JUDGMENT AND PERMANENT INJUNCTION** |
| vs. | ) | |
| ELIE MICHAEL SAKARAN, an individual, and PACIFIC RIM CAPITAL, INC., a Delaware Corporation, | ) | |
| Defendants. | ) | |

It appearing to the Court that Defendant Elie Michael Sakaran, in the Stipulation for Judgment and Permanent Injunction filed with the Court, has admitted that the Complaint states a cause of action for injunctive relief under the Idaho Securities Act, if the allegations therein were proven, and further it appearing that Defendant Elie Michael Sakaran has agreed and





consented to the entry of judgment granting a money judgment and permanent injunction against him without admitting or denying wrongdoing. Nevertheless, and not withstanding the foregoing, the Defendant Elie Michael Sakaran has asserted that that if he violated Idaho law in any respect, as alleged in the Complaint, he did so unknowingly and without intent to violate or commit any misrepresentation. It further appearing to the Court that the Defendant has waived the necessity of findings of fact and conclusions of law with respect thereto, and the Court being fully advised in the premises:

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that:

1. Defendant Elie Michael Sakaran is permanently enjoined from engaging in any acts, practices or omissions which would constitute violations of the Idaho Securities Act, and in particular, is permanently enjoined from:

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

B. Transacting securities business in the State of Idaho until such time as Defendant has become registered as a broker-dealer, or salesman for a broker-dealer or issuer, with the Idaho Department of Finance, in accordance with Title 30, Chapter 14, Idaho Code;

C. 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,

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

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

D. Aiding, abetting, counseling, inducing or causing any other person to engage in any of the types of conduct described in paragraphs A, B, and C above.

2. Defendant Elie Michael Sakaran is prohibited from claiming the availability of, using, or offering to sell securities under, any exemptions under the Idaho Securities Act without receiving the prior written consent of the Director.

3. A money judgment in the amount of $110,00.00, as restitution, is hereby entered against Defendant Elie Michael Sakaran in favor of Plaintiff.

4. This Judgment and Permanent Injunction shall serve as a final resolution of all issues presented in Plaintiff's Complaint as to Defendant Elie Michael Sakaran.

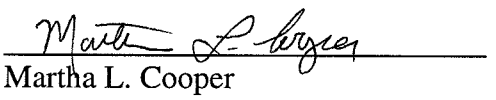
DATED this ____ day of _____, 2001.

_____
Honorable Kathryn A. Sticklen
District Judge

## CERTIFICATE OF SERVICE

I hereby certify that on the 30TH day of March, 2001, I caused to be served a true and correct copy of the STIPULATION FOR JUDGMENT AND PERMANENT INJUCNTION upon all parties of record in the proceeding by U.S. Mail, postage prepaid, to the following:

Alan R. Markizon
Law Office of Alan Markizon
W. 5950 Highland
Coeur d'Alene, Idaho 83814



Martha L. Cooper