

**ROBB EVANS**  
**Receiver of**  
**Assets of James P. Lewis, Jr.,**  
**Financial Advisory Consultants,**  
**Income Fund Ltd. &**  
**Growth Fund Ltd.**

11450 Sheldon Street  
Sun Valley, California 91352-1121  
Telephone No.: (818) 768-8100  
Facsimile No.: (818) 768-8802

**Securities and Exchange Commission v. James P. Lewis, Jr., et al.**  
**CASE No. CV 03-9354 ABC (VBKx)**

**Order Granting Motion for Approval of Receiver's Settlements with  
Settling Parties**

**Filed June 3, 2009**

1 GARY OWEN CARIS (SBN 088918)  
gcaris@mckennalong.com  
2 LESLEY ANNE HAWES (SBN 117101)  
lhawes@mckennalong.com  
3 ANGELA E. FONES (SBN 245204)  
afones@mckennalong.com  
4 MCKENNA LONG & ALDRIDGE LLP  
444 South Flower Street, 8th Floor  
5 Los Angeles, CA 90071-2901  
Telephone: (213) 688-1000  
6 Facsimile: (213) 243-6330

7 Attorneys for Receiver  
8 **ROBB EVANS**

9 **UNITED STATES DISTRICT COURT**  
10 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

11 SECURITIES AND EXCHANGE  
12 COMMISSION,

13 Plaintiff,

14 v.

15 JAMES P. LEWIS, JR., individually  
and doing business as FINANCIAL  
16 ADVISORY CONSULTANTS,  
INCOME FUND, LTD. and GROWTH  
17 FUND, LTD.,

18 Defendants.

CASE NO. CV 03-9354 ABC (VBKx)

**ORDER GRANTING MOTION FOR  
APPROVAL OF RECEIVER'S  
SETTLEMENTS WITH SETTLING  
PARTIES**

DATE: June 1, 2009  
TIME: 10:00 a.m.  
PLACE: Courtroom 680

19  
20 The matter of the Motion for Approval of Receiver's Settlements with  
21 Settling Parties ("Motion") filed by Robb Evans as Receiver over the assets of  
22 James P. Lewis, Jr., individually and doing business as Financial Advisory  
23 Consultants, Income Fund, Ltd. and Growth Fund, Ltd. ("Receiver"), came on  
24 regularly for hearing at the above-referenced date, time and place before the  
25 Honorable Audrey B. Collins, United States District Chief Judge presiding. Gary  
26 Owen Caris of McKenna Long & Aldridge LLP appeared on behalf of the  
27 Receiver. There were no other appearances despite due and proper notice. The  
28

1 Court having read and considered the Motion and all supporting papers, the  
2 Plaintiff Securities and Exchange Commission having filed its Statement of Non-  
3 Opposition to the Motion, no opposition to the Motion having been served or filed,  
4 having considered the arguments and contentions of counsel, and good cause  
5 appearing therefor,

6 IT IS ORDERED that:

7 1. The Motion is granted in its entirety;

8 2. Without limiting the generality of the foregoing, the Court hereby  
9 approves the Receiver's proposed settlements identified in Exhibit 1 attached  
10 hereto;

11 3. The Settlement Payments made or to be made by the Settling Parties as  
12 described in Exhibit 1 hereto shall be deemed to be made in full and final  
13 satisfaction of all claims, demands, actions and causes of action that could have  
14 been asserted by any party for recovery of excess profits or other claims for  
15 recovery against the Settling Parties arising out of or pertaining to their investment  
16 in the Receivership Entities' fraudulent investment scheme and that such claims by  
17 third parties shall be deemed forever barred; and

18 4. Upon each Settling Party's full and complete performance of all  
19 settlement terms, including without limitation, payment in full of the Settlement  
20 Payment by each Settling Party, all such claims, demands, actions and causes of  
21 action by the Receiver against the Settling Party shall be deemed satisfied.

22  
23  
24 Dated: June 3, 2009



25 AUDREY B. COLLINS  
26 United States District Chief Judge  
27  
28

EXHIBIT 1

Defendants	Amount Sued For	Settlement Amount	Settlement Terms	Settlement Document
E. Pardella	\$72,478.49	\$8,000.00	\$8,000.00 to be paid concurrently with execution of settlement agreement.	Yes – with mutual releases
S. Decker	\$223,305.09	\$74,400.00	\$24,400.00 to be paid concurrently with execution of settlement agreement and up to \$50,000.00 to be paid from proceeds of sale of property in Indiana.	Yes – with mutual releases
B. LaPierre, R. La Pierre & W. LaPierre	\$800,925.77 combined	\$4,000.00 combined	\$4,000.00 to be paid concurrently with execution of settlement agreement.	Yes – with mutual releases
I. Wood	\$610,761.35	\$19,500.00	\$19,500.00 to be paid concurrently with execution of settlement agreement.	Yes – with mutual releases
M. Stiefel	\$118,500.00	\$20,000.00	\$20,000.00 to be paid within 30 days of execution of settlement agreement.	Yes – with mutual releases
<b>TOTAL:</b>	<b>\$1,825,970.70</b>	<b>\$125,900.00</b>		

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28