

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

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**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 August 11, 2009**

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

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12 SECURITIES AND EXCHANGE  
13 COMMISSION,

14 Plaintiff,

15 v.

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

19 Defendants.

CASE NO. CV 03-9354 ABC (VBKx)

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

DATE: August 10, 2009

TIME: 10:00 a.m.

PLACE: Courtroom 680

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21 The matter of the Motion for Approval of Receiver's Settlements with  
22 Settling Parties ("Motion") filed by Robb Evans as Receiver over the assets of  
23 James P. Lewis, Jr., individually and doing business as Financial Advisory  
24 Consultants, Income Fund, Ltd. and Growth Fund, Ltd. ("Receiver"), came on  
25 regularly for hearing at the above-referenced date, time and place before the  
26 Honorable Audrey B. Collins, United States District Judge presiding. Gary Owen  
27 Caris of McKenna Long & Aldridge LLP appeared on behalf of the Receiver and  
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1 Peter F. Del Greco appeared on behalf of the Plaintiff Securities and Exchange  
2 Commission. There were no other appearances despite due and proper notice. The  
3 Court, having read and considered the Motion and all supporting papers, plaintiff  
4 Securities and Exchange Commission having filed its Statement of Non-Opposition  
5 to the Motion, no opposition to the Motion having been served or filed, having  
6 considered the arguments and contentions of counsel, and good cause appearing  
7 therefor,

8 IT IS ORDERED that:

- 9 1. The Motion is granted in its entirety;
- 10 2. Without limiting the generality of the foregoing, the Court hereby  
11 approves the Receiver's proposed settlements identified in Exhibit 1 attached  
12 hereto;
- 13 3. The Settlement Payments made or to be made by the Settling Parties as  
14 described in Exhibit 1 hereto shall be deemed to be made in full and final  
15 satisfaction of all claims, demands, actions and causes of action that could have  
16 been asserted by any party for recovery of excess profits or other claims for  
17 recovery against the Settling Parties arising out of or pertaining to their investment  
18 in the fraudulent investment scheme and that such claims by third parties shall be  
19 deemed forever barred; and
- 20 4. Upon each Settling Party's full and complete performance of all  
21 settlement terms, including without limitation, payment in full of the Settlement  
22 Payment by each Settling Party, all such claims, demands, actions and causes of  
23 action by the Receiver against the Settling Party shall be deemed satisfied.

24 Dated: 8/11/09



25  
26 AUDREY B. COLLINS  
United States District Judge

**EXHIBIT 1**

<b>Defendants</b>	<b>Amount Sued For</b>	<b>Settlement Amount</b>	<b>Settlement Terms</b>	<b>Settlement Document</b>
B. Hosseinzadeh	\$84,394.00	\$5,000.00	\$5,000.00 to be paid concurrently with execution of settlement agreement.	Yes – with mutual releases
J. Carling	\$144,255.53	Stipulation for judgment for full amount, but agreed to accept \$5,000.00 if paid as agreed.	\$5,000.00 to be paid in 18 monthly payments of \$83.33 each commencing June 10, 2009 and continuing through November 10, 2010, and a final payment of \$3,500.06 on December 10, 2010.	Yes – with mutual releases
<b>TOTAL:</b>	<b>\$228,649.53</b>	<b>\$10,000.00</b>		

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