

ROBB EVANS & ASSOCIATES LLC

Receiver of the Assets of

DebtWorks, Inc., and

Andris Pukke

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Federal Trade Commission v. Ameridebt, Inc., et al.

CASE No. PJM 03-3317

**Order to Show Cause as to why Andris Pukke and Peter Baker Should
Not be Held in Contempt of Court and for Related Relief**

Filed November 17, 2006

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
SOUTHERN DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

vs.

AMERIDEBT, INC., et al.,

Defendants.

Civil Action No. PJM 03-3317

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U.S. DISTRICT COURT
SOUTHERN DIVISION

ORDER TO SHOW CAUSE AS TO WHY ANDRIS PUKKE AND PETER BAKER SHOULD NOT BE HELD IN CONTEMPT OF COURT AND FOR RELATED RELIEF

Robb Evans & Associates LLC as Receiver over the Assets of Andris Pukke and DebtWorks, Inc. ("Receiver") appointed pursuant to this Court's Preliminary Injunction Order with Asset Freeze, Appointment of a Receiver, Repatriation of Assets, and Other Equitable Relief dated April 20, 2005 (the "Preliminary Injunction Order") and the Stipulated Final Judgment and Permanent Injunction as to Defendants DebtWorks, Inc. and Andris Pukke filed May 17, 2006 (the "Stipulated Final Judgment") having filed the Receiver's Application for Order to Show Cause as to Why Andris Pukke and Peter Baker Should Not Be Held in Contempt of Court and for Related Relief and the declarations and other pleadings and papers filed in support thereof (collectively, the "Show Cause Application"), and the Court having reviewed and considered the Show Cause Application, and good appearing therefor,

IT IS ORDERED as follows:

1. Defendant Andris Pukke ("Pukke") and non-party Peter C. Baker ("Baker"), and each of them, shall appear in person before this Court for a hearing to be conducted commencing at 10 a.m. on February 6, ~~2006~~ ²⁰⁰⁷ in Courtroom 4C of this Court located at 6500 Cherrywood Lane, Greenbelt, Maryland 20770, and shall there and then show cause as to why each of them should not be held in contempt of court for violations of the

Preliminary Injunction Order and Stipulated Final Judgment as described in the Receiver's Show Cause Application and why an order granting the following relief ("Contempt Order") should not be issued against them:

- (a) An order holding Pukke and Baker, and each of them, in contempt of Court for violation of the Preliminary Injunction Order and Stipulated Final Judgment;
- (b) An order providing for Pukke and Baker to purge their contempt of Court by doing all of the following: (i) Pukke and Baker, and each of them, immediately turning over to the Receiver possession, custody and control of Dolphin Development¹ the majority, controlling ownership interest of which is held indirectly by Pukke through Puck Key 8; (ii) Pukke and Baker, and each of them, immediately turning over to the Receiver all documents, records, assets, claims, contracts, rights, interests and property of any kind or nature of Dolphin Development, including without limitation its rights, claims and interests in the Sanctuary Bay Estates project and the Sittee River Wildlife Reserve; (iii) Pukke and Baker, and each of them, immediately causing the Starfish Entities and Sanctuary Bay Limited to turn over to the Receiver possession, custody and control of all tangible and intangible assets which they hold pertaining to the Sanctuary Bay Estates project, including without limitation all development rights, property rights, contract rights, and all other legal, equitable, and/or beneficial rights and interests in and to the Sittee River and Dolphin Development real properties located in Belize and Sanctuary Bay Estates, and further including without limitation all documents, records, claims, contracts, and files pertaining thereto, (iv) Pukke and Baker, and each of them, immediately turning over to the Receiver all net proceeds of all properties sold by Dolphin Development, Sittee River, the Starfish Entities, and Sanctuary Bay Limited since April 20, 2005; (v) Pukke and Baker, and each of them, within fifteen (15) days of entry of the Contempt Order providing to the Receiver a full, complete, accurate and detailed accounting of all income and expenses and all assets and liabilities of Dolphin Development, Sittee River, the Starfish

¹ Capitalized terms used in this Order shall have the same meaning ascribed to them in the Show Cause Application.

Entities and Sanctuary Bay Limited from April 20, 2005 to the present; (vi) Pukke and Baker, and each of them, immediately turning over to the Receiver possession, custody and control of the Emerald Bay Property and executing a deed conveying title to that property to the Receiver; (vii) Pukke and Baker, and each of them, within 15 days of entry of the Contempt Order, causing to be paid to the Receiver the sum of \$940,688.50 representing the amount withdrawn by Baker from the Emerald Bay Property through the home equity line of credit secured by the property; (viii) Pukke and Baker, and each of them, immediately turning over to the Receiver all stock presently held by or for the benefit of Pukke, directly or indirectly, in whole or in part, in Internet Opportunity and Sportingbet, and any subsidiaries and affiliates thereof, and all proceeds thereof, whether cash or non-cash, (ix) to the extent not covered in section (viii) above, Pukke and Baker, and each of them, immediately turning over to the Receiver all stock, cash and other proceeds of the stock held by or for the benefit of Pukke as of April 20, 2005, directly or indirectly, in whole or in part, in Internet Opportunity and Sportingbet, and any subsidiaries and affiliates thereof; (x) Pukke and Baker, and each of them, within fifteen (15) days of entry of the Contempt Order, providing to the Receiver a full, complete, accurate and detailed accounting of all stock held by or for the benefit of Pukke, directly or indirectly, in whole or in part, in Internet Opportunity and Sportingbet, and any subsidiaries and affiliates thereof, and all cash and other proceeds thereof, whether cash or non-cash, from July 26, 1997 to the present; (xi) to the extent not otherwise accounted for in connection with the preceding accountings and to the extent not otherwise turned over pursuant to the preceding obligations, within fifteen (15) days of entry of the Contempt Order, Pukke providing to the Receiver a full and accurate written accounting of the sums in the 5390 Account and the 8805 Account at Hansabanka of all funds in such accounts as of April 20, 2005, and within fifteen (15) days of entry of the Contempt Order turning over to the Receiver an amount equal to all sums that were in the account as of April 20, 2005, except to the extent such funds were authorized to be expended by prior Court orders, such as orders regarding the allowance and payment of fees to Pukke's attorneys, and (xii) Pukke and Baker, and each of them, paying forthwith to the Receiver on behalf of the receivership estate, from sources other than receivership property, an amount to be determined by the Court representing the attorneys'

fees and costs incurred by the Receiver in enforcing the Preliminary Injunction Order and Stipulated Final Judgment through the Show Cause Application;

2. Written opposition or response to the Show Cause Application shall be filed with the Court and served on counsel for the Receiver and the parties to this action on or before December 8, 2006;

3. Reply to any written opposition or response to the Show Cause Application may be filed by the Receiver and served on the opposing party and all parties to this action on or before December 31, 2006;

4. Service of this Order to Show Cause shall be effectuated by the Receiver on defendant and proposed contemnor Andris Pukke by: (a) service of this Order on his counsel Jones Day by overnight mail service for receipt by no later than December 8, 2006; ^{and/or} (b) personal service upon Andris Pukke effectuated prior to the hearing on this Order to Show Cause; *e.g. at his deposition, whenever that may occur* (P)

5. Service of this Order to Show Cause shall be effectuated by the Receiver on proposed contemnor and non-party Peter C. Baker by: (a) ~~service of this Order on his counsel Rutan & Tucker LLP by overnight mail delivery service for receipt by no later than~~ (P)

~~_____~~, 2006, and (b) personal service upon Peter C. Baker effectuated prior to the hearing on this Order to Show Cause, *Mr. Baker agrees to be available to accept service at his home in Laguna Beach, CA on November 27, 2006.* (P)

Dated: November 17, 2006

P. Messitte
PETER J. MESSITTE
United States District Judge