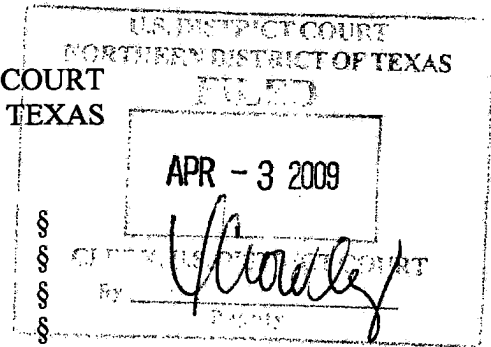


IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION



SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

MILLENNIUM BANK,  
UNITED TRUST OF SWITZERLAND S.A.,  
UT of S, LLC,  
MILLENNIUM FINANCIAL GROUP,  
WILLIAM J. WISE,  
d/b/a STERLING ADMINISTRATION,  
d/b/a STERLING INVESTMENT SERVICES,  
d/b/a MILLENNIUM AVIATION,  
KRISTI M. HOEGEL, a/k/a KRISTI M. CHRISTOPHER,  
a/k/a BESSY LU,  
JACQUELINE S. HOEGEL, a/k/a JACQUELINE S. HOEGEL,  
a/k/a JACKIE S. HOEGEL,  
PHILIPPE ANGELONI, and BRIJESH CHOPRA,

Defendants,

and

UNITED T OF S, LLC, STERLING I.S., LLC,  
MATRIX ADMINISTRATION, LLC,  
JASMINE ADMINISTRATION, LLC, LYNN P. WISE,  
DARYL C. HOEGEL, RYAN D. HOEGEL, and  
LAURIE H. WALTON,

Relief Defendants.

Case No.: 7:09-cv-50

**AGREED ORDER OF PRELIMINARY INJUNCTION FREEZING ASSETS  
AND GRANTING OTHER EQUITABLE RELIEF AGAINST DEFENDANTS  
MILLENNIUM BANK, UNITED TRUST OF SWITZERLAND S.A., MILLENNIUM  
FINANCIAL GROUP, AND RELIEF DEFENDANT UNITED T OF S, LLC**

This matter came on before me, the undersigned United States District Judge, on the unopposed motion of Plaintiff Securities and Exchange Commission ("Commission") for entry of an Agreed Order of Preliminary Injunction Freezing Assets and Granting Other Relief ("Agreed

Order”) against Defendants Millennium Bank, United Trust of Switzerland S.A., Millennium Financial Group, and Relief Defendant United T of S, LLC (collectively, “Agreed Receivership Entities”). Without admitting or denying the allegations contained in the Complaint, Agreed Receivership Entities have agreed that this Court has jurisdiction over them and subject matter of this action and have agreed to waive a hearing and the entry of findings of fact and conclusions of law. Based on the pleadings and documents filed in this case and the agreement of the parties, IT IS HEREBY ORDERED that:

I.

Agreed Receivership Entities, their agents, servants, employees, attorneys, and all other persons in active concert or participation with them, who receive actual notice of this order, by personal service or otherwise, and each of them, be and hereby are restrained and enjoined from violating Section 17(a) of the Securities Act [15 U.S.C. §77q(a)], directly or indirectly, in the offer or sale of a security, by making use of any means or instruments of transportation or communication in interstate commerce or by use of the mails:

- A. to employ any device, scheme or artifice to defraud;
- B. to obtain money or property by means of any untrue statement of a material fact or any omission to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; and/or
- C. to engage in any transaction, practice or course of business which operates or would operate as a fraud or deceit upon any purchaser.

II.

Agreed Receivership Entities, their agents, servants, employees, attorneys, and all other persons in active concert or participation with them, who receive actual notice of this order, by personal service or otherwise, and each of them, be and hereby are restrained and enjoined from violating Section violating Sections 5(a) and 5(c) of the Securities Act [15 U.S.C. §§ 77e(a) and 77e(c)] directly or indirectly, in the absence of any applicable exemption:

(A) Unless a registration statement is in effect as to a security, making use of any means or instruments of transportation or communication in interstate commerce or of the mails to sell such security through the use or medium of any prospectus or otherwise; or

(B) Making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy through the use or medium of any prospectus or otherwise any security, unless a registration statement has been filed with the Commission as to such security, or while the registration statement is the subject of a refusal order or stop order or (prior to the effective date of the registration statement) any public proceeding or examination under Section 8 of the Securities Act [15 U.S.C. § 77h].

III.

Agreed Receivership Entities, their agents, servants, employees, attorneys, and all other persons in active concert or participation with them, who receive actual notice of this order, by personal service or otherwise, and each of them, be and hereby are restrained and enjoined from violating Section 10(b) of the Exchange Act and Rule 10b-5 thereunder [15 U.S.C. §78j(b) and 17

C.F. R. §240.10b-5], directly or indirectly, in connection with the purchase or sale of a security, by making use of any means or instrumentality of interstate commerce, of the mails or of any facility of any national securities exchange:

- A. to use or employ any manipulative or deceptive device or contrivance;
- B. to employ any device, scheme or artifice to defraud;
- C. to make any untrue statement of a material fact or omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading; and/or
- D. to engage in any act, practice or course of business which operates or would operate as a fraud or deceit upon any person.

IV.

**Asset Freeze Order**

Agreed Receivership Entities, and their officers, agents, employees, servants, attorneys and all persons in active concert or participation with them, who receive actual notice of this Order by personal service or otherwise, are restrained and enjoined from, directly or indirectly, making any payment or expenditure of funds (including charges on any credit card or draws on any other credit arrangement), and from assigning, conveying, transferring, encumbering, disbursing, dissipating, selling, hypothecating or concealing any assets, monies, or other property owned by or in the actual or constructive possession of these Agreed Receivership Entities, in whatever form such assets may presently exist and wherever located, pending a showing to this Court that they have sufficient funds or assets to satisfy all claims arising from the violations alleged in the Complaint, pending the posting of a bond or surety sufficient to assure payment of any such claim, or until further order of this Court. Further, any bank, trust company, broker-

dealer or other depository institution holding accounts for or on behalf of the Agreed Receivership Entities, shall make no transactions in securities (excepting liquidating transactions necessary as to wasting assets) and no disbursements of funds or securities (including extensions of credit, or advances on existing lines of credit), including the honor of any negotiable instrument (including specifically, any check, draft, or cashier's check) purchased by or for Agreed Receivership Entities, pending further order of this Court.

V.

Accounting

Agreed Receivership Entities shall make an interim accounting, under oath, within ten (10) days of the issuance of this Order, detailing by amount, date, method and location of transfer, payee and payor, purpose of payment or transfer of: (a) all investor monies and other benefits received, directly and indirectly, from or as a result of the activities alleged in the Complaint or thereafter transferred; (b) all monies and other assets received, directly or indirectly, from investors; (c) all of their current assets wherever they may be located and by whomever they are being held, and their current liabilities; and (d) all accounts with any financial or brokerage institution maintained for the Agreed Receivership Entities at any point during the period from January 1, 2004, to the present. The accounting shall be sufficient to permit a full understanding of the flow of investor funds from the investor to its present location to the extent known by the Agreed Receivership Entities or within their power to learn. The accounting and all documents reviewed in the course of the preparation thereof or otherwise pertaining thereto shall be delivered by facsimile or overnight courier to Jennifer Brandt; Securities and Exchange Commission; Burnett Plaza, Suite 1900; 801 Cherry Street, Unit 18; Fort Worth, Texas 76102 by the deadline set forth above.

**VI.**

**Document Preservation**

Agreed Receivership Entities and their agents, servants, employees, attorneys, and all persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, are restrained and enjoined from destroying, removing, mutilating, altering, concealing or disposing of, in any manner, any of their books and records or any documents relating in any manner to the matters set forth in the Commission's Complaint, or the books and records and documents of any entities under their control, until further order of this Court.

**VII.**

**Service Issues**

If not already made, the Commission is authorized to serve process on Agreed Receivership Entities by U.S. mail, e-mail, facsimile, or any other means authorized by the Federal Rules of Civil Procedure.

To effectuate the provisions of any paragraph of this Order, the Commission may cause a copy of this Order to be served on any bank, savings and loan, broker-dealer or other financial or depository institution either by United States mail or by facsimile as if such service were personal service, to restrain and enjoin any such institution from disbursing funds, directly or indirectly, to or on behalf of the Agreed Receivership Entities, or any companies or persons or entities under their control.

**VIII.**

**Repatriation Order**

The Agreed Receivership Entities and their directors, officers, agents, servants, employees, attorneys, depositories, banks, and those persons in active concert or participation with anyone or more of them, and each of them, shall:

(A) within seven (7) days of the entry of this Order, repatriate, and take such steps as are necessary to repatriate, to the territory of the United States all funds and assets held by or in the name of any Agreed Receivership Entity or its agents (including but not limited to William J. Wise, Kristi Hoegel, Jackie Hoegel, Philippe Angeloni, or Brijesh Chopra), or in which any of them, directly or indirectly, has or had any beneficial interest, or over which any of them maintains and/or exercised or exercises control, including but not limited to any and all assets and funds:

(i) held in any foreign bank, brokerage, or other financial accounts;  
and

(ii) transferred out of the United States from any account within the territory of the United States at any point from January 2004 to the present.

(B) provide to this Court and to the Commission, within (10) days of this Order, a written description of all such funds and assets required to be repatriated, and the status and location of such funds.

**IX.**

**Directives to Financial Institutions and Others**

Pending further Order of this Court, any financial or brokerage institution, business entity, or person that holds or has held, controls or has controlled, or maintains or has maintained custody of any of Agreed Receivership Entities at any time since January 1, 2004, shall:

1. Prohibit Agreed Receivership Entities and all other persons from withdrawing, removing, assigning, transferring, pledging, encumbering, disbursing, dissipating, converting,

selling, or otherwise disposing of Agreed Receivership Entities assets, except as directed by further Order of the Court;

2. Deny Agreed Receivership Entities and all other persons access to any safe deposit box that is: (a) owned, controlled, managed, or held by, on behalf of, or for the benefit of Agreed Receivership Entities, either individually or jointly; or (b) otherwise subject to access by Agreed Receivership Entities;

3. Provide counsel for the Commission and any Receiver in this matter, within five (5) business days of receiving a copy of this Order, a statement setting forth: (a) the identification number of each and every account or other asset owned, controlled, managed, or held by, on behalf of, or for the benefit of Agreed Receivership Entities, either individually or jointly; (b) the balance of each such account, or a description of the nature and value of such asset as of the close of business on the day on which this Order is served, and, if the account or other asset has been closed or removed, the date closed or removed, the total funds removed in order to close the account, and the name of the person or entity to whom such account or other asset was remitted; and (c) the identification of any safe deposit box that is owned controlled, managed, or held by, on behalf of, or for the benefit of Agreed Receivership Entities, either individually or jointly, or is otherwise subject to access by Agreed Receivership Entities; and

4. Upon request by the Commission or the Receiver, promptly provide the Commission and the Receiver with copies of all records or other documentation pertaining to such account or asset, including, but not limited to, originals or copies of account applications, account statements, signature cards, checks, drafts, deposit tickets, transfers to and from the accounts, all other debit and credit instruments or slips, currency transaction reports, Internal Revenue Service Form 1099s, and safe deposit box logs.



Signed: 3<sup>rd</sup> day of April, 2009.

  
UNITED STATES DISTRICT JUDGE

Agreed to Form and Entry Requested:

/s/ Richard Roper

Richard Roper  
Court Appointed Receiver, on behalf of  
Defendants Millennium Bank,  
United Trust of Switzerland S.A., Millennium  
Financial Group, and Relief Defendant United T of S, LLC  
Thompson & Knight LLP  
1722 Routh Street  
Suite 1500  
Dallas, TX 75201  
*richard.roper@tklaw.com*

/s/Jennifer D. Brandt

Jennifer D. Brandt  
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