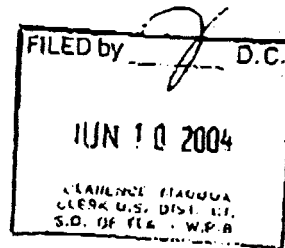


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Civil Action No. _____



COMMODITY FUTURES TRADING COMMISSION

Plaintiff,

FIRST AMERICAN INVESTMENT SERVICES, INC.,
STEVE KNOWLES,
MICHAEL SAVITSKY,
ADAM MILLS,
GREG ALLOTTA,
and JAMES EULO,

Defendants.

CIV - 04-1111

~~PROPOSED~~ ^{EX PARTE} STATUTORY RESTRAINING ORDER

The Court having read the Complaint for Injunctive and Other Equitable Relief and Civil Monetary Penalties Under the Commodity Exchange Act, the Plaintiff's Motion for a Statutory Restraining Order, the Memorandum in Support of Plaintiff's Motions for a Statutory Restraining Order and a Preliminary Injunction, the declarations of William Heitner, Nathaniel Eakins, Kenneth Rose, Mark Blackburn, Stephen Kilpatrick, Gilbert Morris, Carolyn Hardaway, Kevin Johnson, Donald McTavish, David Hartig, James Armstrong, George Ashby, Barbara Henry, Howard Hochule, Steve McCamet, David McLeod, and Susan Wellman, the attachments thereto, and all other papers filed herein by the Plaintiff, Commodity Futures Trading Commission ("Commission"); it appearing that the Court has jurisdiction over the subject matter and that Section 6c(a) of the Commodity Exchange Act, as amended ("Act"), 7 U.S.C. § 13a-1(a) (2001), permits this Court to grant a statutory restraining order; it further appearing to the satisfaction of the Court that there is good cause to believe that First American Investment Services, Inc. ("First American"), Steve Knowles ("Knowles"), Michael Savitsky ("Savitsky"),

Adam Mills ("Mills"), Greg Allotta ("Allotta"), and James Eulo ("Eulo") have engaged in, are engaging in and are about to engage in violations of Section 4c(h) of the Act, 7 U.S.C. § 6c(b), and Commission Regulation 33.10(a) and (c), 17 C.F.R. §§ 32.10(a) and (c), and it further appearing to the satisfaction of the Court that this is a proper case for granting a statutory restraining order to preserve the *status quo* and to protect public customers from further loss and damage;

IT IS HEREBY ORDERED

1. IT IS FURTHER ORDERED that First American, Knowles, Savitsky, Mills, Allotta and Eulo, and all persons insofar as they are acting in the capacity of their agents, servants, employees, successors, assigns or attorneys, and all persons insofar as they are acting in active concert or participation with them, who receive actual notice of this Order by personal service or otherwise, shall be prohibited from directly or indirectly destroying, mutilating, concealing, altering or disposing of, in any manner, any of the books and records, documents, correspondence, brochures, manuals, electronically stored data, tape records or other property of the defendants, wherever located, including all such records concerning their business operations, until further order of the Court.

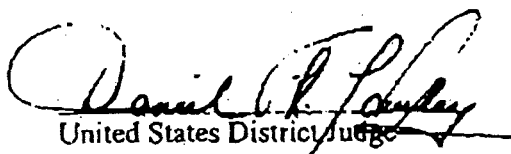
2. IT IS FURTHER ORDERED that First American, Knowles, Savitsky, Mills, Allotta and Eulo, and their agents, allow representatives of the Commission, when and as requested by those representatives, to immediately inspect the books, records and other electronically stored data, tape recordings, and other documents including all such records of their business operations, wherever they are situated and whether they are in the hands of the defendants or others, and to copy said documents, data, and records either on or off the premises wherever they may be situated.

3. IT IS FURTHER ORDERED that copies of this Order may be served by any means, including facsimile transmission, upon any entity or person that may have possession, custody, or control of any documents or assets of defendants or that may be subject to any provision of this Order. Service of this Order, the summons, the complaint and all other process and pleadings may be served by any employee of the Commission, or may be effected by any U.S. Marshal or deputy U.S. Marshal, or in accordance with Fed. R. Civ. P. 4.

4. IT IS FURTHER ORDERED that this Statutory Restraining Order shall remain in full force and effect until further Order of this Court.

5. IT IS FURTHER ORDERED that plaintiff's Motion for a Preliminary Injunction is set for hearing on at time and date to be determined by Magistrate Judge James Hopkins, to whom the matter is referred at _____ o'clock at the U.S. Courthouse located at _____

Date: June 19, 2004


United States District Judge

cc. Mark Bretscher, Esq. (CFTC)
Mag. Judge James Hopkins

IT IS FURTHER ORDERED that depositions of the parties shall be taken upon three (3) business days notice, and document production requests shall be responded to within two (2) business days. Nonparties shall be given seven (7) days notice for depositions and document requests.

Date: June 10, 2004

David A. Payne
United States District Judge

cc. MARK Bretscher, Esq. (CFTC)
Mag. Judge James Hopkins