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FILED
CLERK, U.S. DISTRICT COURT
MAY 11 2004
CENTRAL DISTRICT OF CALIFORNIA
DEPUTY

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7 Attorneys for Plaintiff
8 Commodity Futures Trading Commission

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CLERK, U.S. DISTRICT COURT
MAR 29 2004
CENTRAL DISTRICT OF CALIFORNIA
DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

12 COMMODITY FUTURES TRADING)
COMMISSION,)

Case No. CV 02-06619 PA (SHSx)

13)
14 Plaintiff,)

~~PROPOSED~~ FINAL ORDER OF
DEFAULT JUDGMENT

14 vs.)

DATE: April 19, 2004

15 NAWAB ALI KHAN ALI, et al.,)

TIME: 1:30 p.m.

16 Defendants.)

COURT: Courtroom of the Hon.
Percy Anderson

17 _____)

ENTERED
CLERK, U.S. DISTRICT COURT
MAY 12 2004
CENTRAL DISTRICT OF CALIFORNIA
DEPUTY

18 THIS CONSTITUTES NOTICE OF ENTRY
19 AS REQUIRED BY FRCP, RULE 77(d).

20 IT IS HEREBY ORDERED that judgment shall be and is hereby entered in favor

93

1 of Plaintiff Commodity Futures Trading Commission ("CFTC") against Defendants
2 Nawab Ali Khan Ali a.k.a. Nawab Khan a.k.a. Eric Ali ("Ali"), Romeo Ancheta,
3 a.k.a. Roger Barreto ("Ancheta"), Mega Trend 2000, Inc. ("Mega Trend") and
4 Sterling FX International, LLC ("Sterling") as follows:

5 **I.**

6 **ORDER FOR PERMANENT INJUNCTION**

7 1. Defendants Ali, Ancheta, Mega Trend and Sterling shall be and hereby are
8 restrained and enjoined from directly or indirectly:

9 A. Violating, or aiding and abetting any other person in violating,
10 Section 4(a) of the Commodity Exchange Act, 7 U.S.C. § 6(a)(2001), by
11 offering to enter into, entering into, executing, confirming the execution of,
12 or conducting business for the purpose of soliciting, accepting any order for,
13 or otherwise dealing in any transaction in, or in connection with, a contract
14 for the purchase or sale of a commodity for future delivery, when:

15 (i) such transactions have not been conducted on or subject to
16 the rules of a board of trade which has been designated or registered
17 by the Commission as a contract market or derivatives transaction
18 execution facility for such commodity;

19 (ii) such contracts have not been executed or consummated by
20 or through a contract market; and

21 (iii) such contracts have not been evidenced by a record in
22

1 writing which shows the date, the parties to the contract and their
2 addresses, the property covered and its price, and the terms of
3 delivery.

4 PROVIDED, HOWEVER, that this prohibition shall not apply to foreign
5 currency contracts offered to a person who is an eligible contract participant
6 within the meaning of Section 1a(12) of the Commodity Exchange Act, 7
7 U.S.C. § 1a(12)(A)(xi) (2001), or where the counterparty to such contracts,
8 or the person offering to be the counterparty, is one of the regulated entities
9 enumerated in Section 2(c)(2)(B)(i)-(ii) of the Commodity Exchange Act, 7
10 U.S.C. § 2(c)(2)(B)(i)-(ii) (2001).

11 2. The injunctive provisions of this Order shall be binding upon Defendants
12 Ali, Ancheta, Mega Trend and Sterling, along with any of their officers, agents,
13 servants, employees, and attorneys, and upon those persons in active concert or
14 participation with them who receive actual notice of this Order by personal service
15 or otherwise.

16 II.

17 ORDER FOR PAYMENT OF RESTITUTION

18 3. Plaintiff CFTC is awarded judgment against Defendants Ali, Ancheta,
19 Mega Trend and Sterling for restitution in the amount of \$870,352.91, jointly and
20 severally.

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4. Restitution shall be paid as follows:

A. For purposes of restitution the National Futures Association
("NFA" is hereby designated as the Monitor. Notice to the Monitor shall be
made to Daniel A. Driscoll, Executive Vice President, Chief Operating
Officer, or his successor, at the following address: National Futures
Association, 200 West Madison St., Chicago, IL 60606.

B. Restitution payments pursuant to this Order shall be tendered to the
Monitor.

C. Upon being served with copies of this Order after entry by the
Court, financial institutions and other entities holding frozen funds or other
property previously controlled by Defendants shall tender same to the
Monitor.

D. Restitution payments made to the Monitor shall be distributed to
customers of Defendants Mega Trend and Sterling in accordance with a plan
of distribution to be submitted by the CFTC, when approved by this Court.

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IV.

ORDER FOR PAYMENT OF A CIVIL MONETARY PENALTY

SCANNED

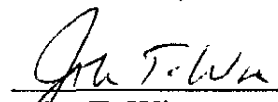
5. Upon full satisfaction of their obligations to pay restitution, Defendants Ali, Ancheta, Mega Trend and Sterling each shall pay to the CFTC a civil monetary penalty in the amount of \$120,000. Such payments to the CFTC shall be directed to the attention of Ms. Dennese Posey, Commodity Futures Trading Commission, Division of Enforcement, 1152 21st Street, N.W., Washington, DC. 20581.

IT IS SO ORDERED

DATED: May 11, 2004


UNITED STATES DISTRICT JUDGE

Presented by:


John T. Wise
Attorney for Plaintiff