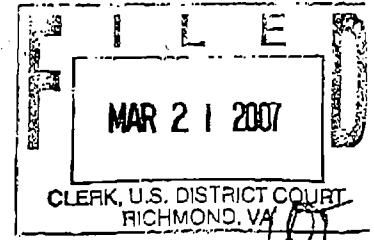


IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA Richmond Division



U.S. COMMODITY FUTURES TRADING COMMISSION,

Plaintiff,

v.

FOREFRONT INVESTMENTS CORP., b/a/ CFG TRADER,

Defendant.

Civil No. 3:07CV152

(Under Temporary Seal) pursuant to Order dated: 3/20/07

EX PARTE STATUTORY RESTRAINING ORDER, AND ORDER TO SHOW CAUSE REGARDING PRELIMINARY INJUNCTION

Plaintiff, the Commodity Futures Trading Commission ("Commission"), has filed a complaint for permanent injunction and other relief, and moved ex parte, pursuant to Section 6c of the Commodity Exchange Act (the "Act"), 7 U.S.C. § 13a-1 (2002), for a Statutory Restraining Order. The Court, having considered the Commission's Complaint, Motion, Memorandum of Points and Authorities, Exhibits, other materials, all other evidence presented by Plaintiff filed herein, and having heard the arguments of Plaintiff's counsel, finds that:

1. This Court has jurisdiction over the parties and over the subject matter of this motion pursuant to Section 6c of the Commodity Exchange Act, as amended (the "Act") 7 U.S.C. § 13a-1 (2002).

2. Venue lies properly within this District pursuant to Sections 6c(e) of the Act, 7 U.S.C. § 13a-1(c) (2002). There is good cause to believe that Forefront Investments Corp. ("Forefront") is engaged, is engaging and is about to engage in acts and practices constituting violations of the Act, 7 U.S.C. §§ 1, et seq. (2002).

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3. There is good cause to believe that immediate and irreparable damage to the Court's ability to grant effective final relief for investors in the form of monetary redress will occur from the sale, transfer, assignment, or other disposition by Defendant of assets or records unless Defendant are immediately restrained and enjoined by Order of this Court.

4. Good cause exists for the freezing of Defendant's assets and for entry of an order that prohibits Defendant's from destroying records and prohibits Defendant's from denying agents of the Commission access to inspect and copy records.

5. Weighing the equities and considering the Commission's likelihood of success in its claims for relief, the issuance of a statutory restraining order is in the public interest.

#### DEFINITIONS

For the purposes of this Order, the following definitions apply:

6. The term "document" is synonymous in meaning and equal in scope to the usage of the term in Federal Rule of Civil Procedure 34(a), and includes, but is not limited to, writings, drawings, graphs, charts, photographs, audio and video recordings, computer records, and other data compilations from which information can be obtained and translated, if necessary, through detection devices into reasonably usable form. A draft or non-identical copy is a separate document within the meaning of the term.

7. "Assets" means any legal or equitable interest in, right to, or claim to, any real or personal property, including but not limited to: chattels, goods, instruments, equipment, fixtures, general intangibles, effects, leaseholds, mail or other deliveries, inventory, checks, notes, accounts including bank accounts and accounts at financial institutions, credits, receivables, lines

of credit, contracts including spot and futures contracts, insurance policies, and all cash, wherever located.

RELIEF GRANTED

I. Order Against Transfer, Dissipation, and Disposal of Assets

IT IS HEREBY ORDERED that:

8. Defendant, its agents, owners, servants, employees, attorneys, and persons in active concert or participation with it, who receive notice of this Order in accordance with Section VII of this Order, and except as otherwise ordered by this Court, are restrained and enjoined from directly or indirectly transferring, selling, alienating, liquidating, encumbering, pledging, leasing, loaning, assigning, concealing, dissipating, converting, withdrawing, or otherwise disposing of any assets, wherever located, including assets held outside the United States. The assets affected by this paragraph shall include both existing assets and assets acquired after the effective date of this Order wherever located.

II. Directives to Financial Institutions and Others

IT IS FURTHER ORDERED, pending further Order of this Court, that any financial or brokerage institution, business entity, or person that holds, controls, or maintains custody of any account or asset of Defendant, or has held, controlled, or maintained custody of any account or asset of Defendant at any time since November 1, 2003, including, but not limited to, Bank of America, Fifth Third Bank and Harris Bank:

9. Prohibit Defendant, its owners, employees, agents and all other persons from withdrawing, removing, assigning, transferring, pledging, encumbering, disbursing, dissipating,

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converting, selling or otherwise disposing of any such asset except as directed by further order of the Court;

10. Provide counsel for the Commission, within five (5) business days of receiving a copy of this Order, a statement setting forth: (a) the identification number of each and every such account or asset titled in the name, individually or jointly, of Defendant, or held their behalf of, or for the benefit of Defendant; (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, or, 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 either titled in the name, individually or jointly, of Defendant or is otherwise subject to access by Defendant; and

11. Upon request by the Commission, promptly provide the Commission 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, 1099 forms, and safe deposit box logs.

II. Maintenance of Business Records

IT IS FURTHER ORDERED that:

12. Defendant and all persons or entities who receive notice of this Order, are restrained and enjoined from directly or indirectly destroying, mutilating, erasing, altering,

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concealing or disposing of, in any manner, directly or indirectly, any documents or records that relate to the business practices or business finances of Defendant.

17.

#### Inspection and Copying of Books and Records

IT IS FURTHER ORDERED that:

13. Representatives of the Commission be immediately allowed to inspect the books, records, and other documents of Defendant and their agents including, but not limited to, electronically stored data, tape recordings, and computer discs, wherever they may be situated and whether they are in the possession of Defendant or others, and to copy said documents, data and records, either on or off the premises where they may be situated; and

14. Defendant and its agents, owners, servants, employees, attorneys, and persons in active concert or participation with them who receive notice of this Order, shall cooperate fully with the Commission to locate and provide to representatives of the Commission all books and records of Defendant, wherever such books and records may be situated.

#### VI. Power To Appoint A Receiver

IT IS FURTHER ORDERED THAT:

15. The Commission shall have the authority and discretion to appoint a Receiver to take possession of the assets and property of Defendant.

#### VII. Bond Not Required of Plaintiff

IT IS FURTHER ORDERED that:

16. Plaintiff Commission is an agency of the United States of America and, accordingly, the Commission need post no bond.

II. Order To Show Cause

IT IS FURTHER ORDERED that:

17. Defendant shall appear before this Court on the 26<sup>th</sup> day of March, 2007, at 3:00 p.m. before the Honorable ROBERT E. PRYNE at the United States Courthouse for the Eastern District of Virginia Richmond DIV at Richmond VA to show cause, if there be any, why an Order for Preliminary Injunction should not be granted to prohibit further violations of the Act and why the other relief requested should not be granted pending trial on the merits of this action.

18. Should any party wish to file a memorandum of law or other papers in opposition to Plaintiff's Motion for a Preliminary Injunction, all papers shall be filed on or before March 23, 2007 and served no later than 5:00 PM EDT.

III. Service of Order

IT IS FURTHER ORDERED that:

19. 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 the summons, Complaint or other process may be affected by any U.S. Marshal or deputy U.S. Marshal, or in accordance with Federal Rule of Civil Procedure 4.

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Force and Effect

IT IS FURTHER ORDERED that this Order shall remain in full force and effect until the order of this Court, and that this Court retains jurisdiction of this matter for all purposes.

SO ORDERED, at X on this 21<sup>st</sup> day of March, 2007 at

9:59 a.m.

DATED: March 21, 2007  
Richmond, Virginia

Robert E. Payne  
~~JAMES R. SPENCER~~, Chief Judge  
United States District Court

AO 440 (Rev. 8/01) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

EASTERN

District of

VIRGINIA

U.S. COMMODITY FUTURES  
TRADING COMMISSION

## SUMMONS IN A CIVIL CASE

V.

FOREFRONT INVESTMENTS CORP.,  
d.b.a. CFG Trader

CASE NUMBER: 3:07CV152

TO: (Name and address of Defendant)

Forefront Investments Corp.  
200 Westgate Parkway  
Suite 104  
Richmond, VA 23233

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Robert P. McIntosh  
Assistant U.S. Attorney  
U.S. Attorney's Office  
Eastern District of Virginia  
Main Street Centre  
600 E. Main St., Suite 1800  
Richmond, VA 23219Tracey Wingate  
John Dunfee  
U.S. Commodity Futures Trading Commission  
Three Lafayette Center  
1155 21st St., N.W.  
Washington, DC 20581

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Fernando Galindo, Acting Clerk

CLERK

(By) DEPUTY CLERK

March 21, 2007

DATE