

U.S. DISTRICT COURT
DISTRICT OF NEVADA
FILED

OCT - 3 2006

CLERK, U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

COMMODITY FUTURES TRADING
COMMISSION,

Plaintiff,

vs.

ALLIANCE DEVELOPMENT COMPANY,
WILLIAM SNYDER, and CHRISTI WILSON,

Defendants.

Case No.: CV-N-06-512

~~RECORDED~~ EX PARTE STATUTORY
RESTRAINING ORDER TO FREEZE
ASSETS AND PRESERVE BOOKS AND
RECORDS AND ORDER TO SHOW CAUSE
REGARDING PRELIMINARY INJUNCTION

COPY

This matter came before the Court for hearing on October 3, 2006 on plaintiff's *Ex Parte* Motion for a Statutory Restraining Order, Preliminary Injunction, and Other Equitable Relief (Motion). The Court, having considered the Motion, the memorandum in support thereof, and all other evidence presented by plaintiff, 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 action pursuant to Section 6c of the Commodity Exchange Act, as amended (Act), 7 U.S.C. § 13a-1 (2002).

2. Venue lies properly within this District pursuant to Section 6c(e) of the Act, 7 U.S.C. § 13a-1(e).

3. There is good cause to believe that defendants Alliance Development Company, William Snyder and Christi Wilson (collectively, Defendants) have engaged, are engaging, and are about to engage in acts and practices constituting violations of the Act, 7 U.S.C. §§ 1, *et seq.*

4. 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

1 occur from the sale, transfer, assignment, or other disposition by Defendants of assets or records
2 unless Defendants are immediately restrained and enjoined by Order of the Court.

3 5. Good cause exists for the freezing of Defendants' assets and for entry of an order
4 prohibiting Defendants from (1) destroying records and (2) denying agents of the Commission
5 access to inspect and copy records.

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

8 DEFINITIONS

9 For purposes of this Order, the following definitions apply:
10

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

17 8. "Assets" mean any legal or equitable interest in, right to, or claim to, any real or
18 personal property, including but not limited to: chattels, goods, instruments, equipment, fixtures,
19 general intangibles, effects, leaseholds, mail or other deliveries, inventory, checks, notes,
20 accounts including bank accounts and accounts at financial institutions, credits, receivables, lines
21 of credit, contracts including spot and futures contracts, insurance policies, and all cash,
22 wherever located.
23

24 9. "Defendants" shall mean and refer to not only Alliance Development Company;
25 William Snyder a/k/a Robert Siden, John C. Wellmond, Ozzie Butler, David K. Anthony, Steven
26

1 Snyder, and Donn Coppens; and Christi Wilson, but also to any d/b/a, successor, or other entity
2 controlled by Alliance Development Company or any of the aforementioned individuals,
3 including, but not limited to, Oceans, Inc.; Tritan World-4 Capital; Titan World-4 Capital; HRC
4 World Fund; Millennium InterSphere; Strategic Trading Accuracy; Elite Trading Concepts, Ltd.;
5 E Mini Holding Corp.; Isoglow a/k/a Isoglow World; Verada Wealth Unification; Inter Trade
6 Private Venture; 7Glory7; Double Diamond; Muradian Holdings; Black Diamond Trading
7 Academy; Chase Financial Group, Inc.; and Tamba Inc.

8
9 **RELIEF GRANTED**

10 **I.**

11 ***Order Against Transfer, Dissipation, and Disposal of Assets***

12 **IT IS HEREBY ORDERED** that:

13 10. Defendants and their agents, servants, employees, assigns, attorneys, and persons
14 in active concert or participation with them, who receive actual notice of this Order by personal
15 service or otherwise, are restrained and enjoined from directly or indirectly transferring, selling,
16 alienating, liquidating, encumbering, pledging, leasing, loaning, assigning, concealing,
17 dissipating, converting, withdrawing, or otherwise disposing of any assets, wherever located,
18 including assets held outside the United States, except as provided in Paragraph III of this Order,
19 or as otherwise ordered by the Court. The assets affected by this paragraph shall include both
20 existing assets and assets acquired after the effective date of this Order.

22 11. Defendants are restrained and enjoined from directly or indirectly opening or
23 causing to be opened any safe deposit boxes titled in the name or subject to access by any or all
24 of the Defendants.
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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 Defendants, or has held, controlled, or maintained custody of any account or asset of Defendants at any time since January 1, 2004, shall:

12. Prohibit Defendants and all other persons from withdrawing, removing, assigning, transferring, pledging, encumbering, disbursing, dissipating, converting, selling, or otherwise disposing of any such asset except as directed by further Order of the Court;

13. Deny Defendants and all other persons access to any safe deposit box that is: (a) titled in the name of Defendants either individually or jointly; or (b) otherwise subject to access by Defendants;

14. Provide counsel for the Commission, within two (2) 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, or each and every Defendant, or held on behalf of, or for the benefit of, each and every 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, 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 either titled in the name, individually or jointly, of each and every Defendant or is otherwise subject to access by Defendants; and

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

6 **III.**

7 *Accounting and Transfer of Funds and Documents*

8 **IT IS FURTHER ORDERED** that within three (3) business days following the service
9 of this Order, Defendants shall:
10

11 16. Provide the Commission with a full accounting of all funds, documents, and
12 assets inside and outside of the United States that are held by each and every Defendants, for
13 their benefit, or under their direct or indirect control, whether jointly or singly;

14 17. Transfer to the territory of the United States all funds, documents, and assets
15 located outside the United States that are held by each and every Defendants, for their benefit, or
16 under their direct or indirect control, whether jointly or singly; and

17 18. Provide the Commission access to all records of each and every Defendant held
18 by financial institutions located outside the territorial United States by signing the Consent to
19 Release of Financial Records attached to this Order.
20

21 **IV.**

22 *Maintenance of Business Records*

23 **IT IS FURTHER ORDERED** that:

24 19. Defendants and their agents, servants, employees, assigns, attorneys, and persons
25 in active concert or participation with them, and all other persons or entities who receive notice
26

1 of this Order by personal service or otherwise, are restrained and enjoined from directly or
2 indirectly destroying, mutilating, erasing, altering, concealing or disposing of, in any manner,
3 directly or indirectly, any documents that relate to the business practices or business or personal
4 finances of Defendants.

5 V.

6 *Inspection and Copying of Books and Records*

7 **IT IS FURTHER ORDERED that:**

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

14 21. Defendants and their agents, servants, employees, assigns, attorneys, and persons
15 in active concert or participation with Defendants who receive actual notice of this Order by
16 personal service or otherwise, including facsimile transmission, shall cooperate fully with the
17 Commission to locate and provide to representatives of the Commission all books and records of
18 Defendants, wherever such books and records may be situated, and to locate and provide to
19 representatives of the Commission information regarding the whereabouts of Defendants.
20

21 VI.

22 *Bond Not Required of Plaintiff*

23 **IT IS FURTHER ORDERED that:**

24 22. Plaintiff Commission is an agency of the United States of America and,
25 accordingly, need not post a bond.
26

VII.

Order to Show Cause

IT IS FURTHER ORDERED that:

23. Defendants shall appear before this Court on the 17th day of October, 2006, at 10:00, a.m., before the Honorable Larry R. Hicks at the United States Courthouse for the District of Nevada, 400 S. Virginia St., Reno, NV 89501 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.

24. 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 October 13, 2006 and served via facsimile or overnight delivery no later than October 13, 2006

VIII.

Service of Order

IT IS FURTHER ORDERED that:

25. 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, and, additionally, that Rachel Hayes, Jo Mettenburg, Charles Marvine, and Lacey Dingman are specially appointed by the Court to effect service. Service of the Summons, Complaint, or other process may be effected by Commission investigator Lacey Dingman, any other investigator for

1 the Commission, any U.S. Marshal or deputy U.S. Marshal, or in accordance with Federal Rule
2 of Civil Procedure 4:

3 IX.

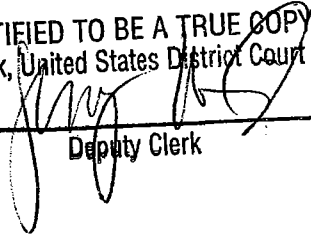
4 *Force and Effect*

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

7 IT IS SO ORDERED, at Reno, Nevada on the 3rd day of October, 2006
8 at 1:15 p.m.
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11 

12 UNITED STATES DISTRICT JUDGE
13
14 DISTRICT OF NEVADA

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16
17 CERTIFIED TO BE A TRUE COPY
18 Clerk, United States District Court
19 By 
20 Deputy Clerk

