

01/19/2007 FRI 11:05 FAX 951 308 6453 Lively Ackerman & Cowles

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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

JAN 22 2007

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**SUPERIOR COURT OF CALIFORNIA
IN AND FOR THE COUNTY OF RIVERSIDE**

ANONYMOUS INVESTOR [VICKY REISS],

Plaintiff,

vs.

JOVANE INVESTMENTS, et al.,

Defendants.

Case No. RIC463483

**PROPOSED ORDER GRANTING
TEMPORARY RESTRAINING
ORDER AND SETTING ORDER
TO SHOW CAUSE HEARING RE
ISSUANCE OF PRELIMINARY
INJUNCTION**

Out

DATE: 01/22/07
TIME: 8:15 a.m.
DEPT: 2
TRIAL: None Set

Honorable Dallas Holmes

TO: ALL PARTIES TO THIS ACTION AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT the within matter came on regularly for ex parte hearing on January 22, 2006, before the Honorable Dallas Holmes, Judge Presiding, of the above-entitled court. Richard D. Ackerman, Esq., appeared on behalf of Plaintiff.

After considering the arguments of counsel and the papers presented by the parties herein, with proper notice having been given to the affected parties or persons, and **GOOD CAUSE APPEARING THEREFOR:**

IT IS HEREBY ORDERED THAT PACIFIC WEALTH MANAGEMENT LLC,

ORDER GRANTING TEMPORARY RESTRAINING ORDER

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1 MAURICE McCLEOD, and those acting in concert and participation with them (including
2 HENDRIX MONTECASTRO, HELEN MONTECASTRO, and STONEWOOD
3 CONSULTING), as employees, representatives, assignees, principals, contractors,
4 independent contractors, or any other related persons are hereby immediately restrained from:

- 5 1. ~~Leading~~ ^{Stating} any member of the public to believe that said defendants are associated
6 in any way with Pacific Wealth Management LLC, the plaintiff in Case No.
7 RIC 462505, or any other legally operating California investment company
8 associated with or using the name "Pacific Wealth."
- 9 2. From engaging in any "investment" or business activity, of any kind, under the
10 name "Pacific Wealth," "Pacific Wealth Management" or "Pacific Wealth
11 Managment LLC" or any other variation of "Pacific Wealth," including
12 "Corporate Offices formerly Pacific Wealth."

13 This ORDER shall remain in effect until the hearing of the order to show cause re issuance
14 of the preliminary injunction hearing, as referenced below.

15 IT IS FURTHER ORDERED THAT an order to show cause re issuance of preliminary
16 injunction hearing in this matter is hereby set for February 16, 2007, at 8:30 a.m., in
17 Department 2 of the above-entitled Court.

18 Plaintiff is to have all moving papers, aside from the instant application, served on Defendants
19 by _____, 2007.

20 Defendants are to file and serve on Plaintiff's counsel all opposing papers on or by
21 _____, 2007.

22 Plaintiff may file and serve any reply papers on or before _____, 2007.

23 *Same briefing schedule as other p inj set here for that*
24 *date & time.*

IT IS SO ORDERED:

25
26 Dated: 22 JAN 07

Dallas Holmes

JUDGE OF THE SUPERIOR COURT
DALLAS HOLMES, JUDGE

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PROOF OF SERVICE

(Pursuant to CCP § 1013a(1) and 2015.5)

STATE OF CALIFORNIA)
) ss.
COUNTY OF RIVERSIDE)

I am employed in the County of Riverside, State of California. I am over the age of eighteen years and not a party to the within entitled action. My business address is 41690 Enterprise Circle North, Suite 216, Temecula, CA 92590.

On January 19, 2007, I served the foregoing document(s) described as [PROPOSED] ORDER GRANTING TEMPORARY RESTRAINING ORDER AND SETTING ORDER TO WHO CAUSE HEARING RE: ISSUANCE OF PRELIMINARY INJUNCTION on the below interested parties in this action by placing copies thereof enclosed in a sealed envelope and addressed as follows:

Keith Ogburn, Esq. Ogburn Law Office 3 Hutton Centre Dr., #680 Santa Ana, CA 92707 Fax: (714) 424-0081	William H. Sauls, Esq. Law Offices of W.H. Sauls 427 C Street, Ste. 416 San Diego, CA 92101 Fax: (619) 239-8096	Daniel E. Katz, Esq. Reid & Hellyer 3880 Lemon Street, 5 th Floor Riverside, CA 92502 Fax: (951) 686-2415
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I declare that I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business.

(By Mail) I caused to be deposited such envelope in the mail at Temecula, California. The envelope was mailed with postage thereon fully prepaid on January 19, 2007.

(By Facsimile) I sent this document via facsimile as listed on the attached service list, on January 19, 2007.

(By Overnight Courier) Such envelope was delivered by an agent of Federal Express to the offices states on the attached service list. It was requested by the person executing this Proof of Service that the envelope be delivered the next business day.

(By Personal Service) Such envelope was delivered by an agent of One Legal, Inc., by hand as stated on the attached service list. Executed on _____, at Temecula, California.

(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

(Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service is made.

LAURA J. WILSON
Declarant