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ORIGINAL FILED
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LOS ANGELES
SUPERIOR COURT

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA, by and through the California Corporations Commissioner,

Plaintiff,

v.

BIG SKY MOTION PICTURES, L.L.C., a California limited liability company; SPRING BREAK '83 PRODUCTION, L.L.C., a California limited liability company; SPRING BREAK '83 DISTRIBUTION, L.L.C., a California limited liability company; SPRING BREAK '83, a business entity of unknown formation; RAND JAY CHORTKOFF an individual; inclusive,

Defendants.

Case No.: BC453611

(PROPOSED) AMENDED FINAL JUDGMENT OF PERMANENT INJUNCTION, CIVIL PENALTIES AND ANCILLARY RELIEF IN SUPPORT OF STIPULATION

Hon. Mel Red Recana
Dept. 45, RM 529
Hearing Date:
Hearing Time:
Date Action Filed: January 24, 2011
Trial Date:

1 TO DEFENDANTS Big Sky Motion Pictures, L.L.C., Spring Break '83 Production, L.L.C.,
2 Spring Break '83 Distribution, L.L.C., Spring Break '83, Rand Jay Chortkoff (collectively,
3 "DEFENDANTS") AND THEIR COUNSEL OF RECORD:

4 This Amended Final Judgment of Permanent Injunction, Civil Penalties and Ancillary
5 Relief in Support of Stipulation hereby amends the Order In Support of Stipulation to Entry of
6 Final Judgment of Permanent Injunction, Civil Penalties, and Ancillary Relief executed and
7 entered by Judge of the Superior Court Hon. Mel Red Recana in this instant matter, Case No.
8 BC453611, in the Superior Court of California, Los Angeles, Department 45, on May 24, 2011, a
9 true and correct copy of which is attached hereto as "Exhibit A".

10 Upon stipulation made to the satisfaction of this Court and GOOD CAUSE APPEARING
11 THEREFOR, IT IS HEREBY ORDERED THAT:

12 1. DEFENDANTS Big Sky Motion Pictures, L.L.C., Spring Break '83 Production,
13 L.L.C., Spring Break '83 Distribution, L.L.C., Spring Break '83, Rand Jay Chortkoff and each of
14 them, and their officers, directors, successors in interest, agents, employees, attorneys in fact, and
15 all persons acting in concert or participating with them, shall be and are hereby permanently
16 enjoined from engaging in, committing, aiding and abetting, or performing directly or indirectly,
17 by any means whatsoever, any of the following acts:

18 A. Violating Corporations Code section 25401, by offering to sell or selling any
19 security of any kind, including but not limited to, the securities described in this Complaint, by
20 means of any written or oral communication which includes any untrue statement of material fact
21 or omits or fails to state any material fact necessary in order to make the statements made, in the
22 light of the circumstances under which they are made, not misleading, including but not limited to
23 the misrepresentations and omissions alleged in this Complaint;

24 B. Violating Corporations Code section 25110, by offering to sell, selling, arranging
25 for the sale of, issuing, engaging in the business of selling, negotiating for the sale of, or otherwise
26 in any way dealing or participating in the offer or sale of, any security of any kind, including but
27 not limited to the securities described in this Complaint, unless such security or transaction is
28 qualified or exempted or not subject to qualification;

1 C. Violating, directly or indirectly, the Desist and Refrain Order issued by the
2 COMMISSIONER on April 28, 2008, by offering and selling unqualified, non-exempt securities
3 in violation of California Corporations Code Section 25110; and

4 D. Removing, destroying, mutilating, concealing, altering, transferring, or otherwise
5 disposing of, in any manner, any books, records, computer programs, computer files, computer
6 printouts, correspondence, brochures, manuals, or any other document or “writing” of any kind as
7 defined under California Evidence Code section 250, relating to the transactions and course of
8 conduct as alleged in the Complaint filed in this action, that are in the possession, custody, or
9 control of Defendants, for a period of three (3) years from the date of the entry of the Final
10 Judgment.

11 2. DEFENDANTS Big Sky Motion Pictures, L.L.C., Spring Break ’83 Production,
12 L.L.C., Spring Break ’83 Distribution, L.L.C., Spring Break ’83, Rand Jay Chortkoff and each of
13 them, and their officers, directors, successors in interest, agents, employees, attorneys in fact, and
14 all persons acting in concert or participating with them, shall be and are hereby ordered to pay
15 Plaintiff as a civil penalty for all acts in violation of the Corporate Securities Law of 1968,
16 pursuant to California Corporations Code section 25535, in an amount the \$5,000.00 within sixty
17 (60) calendar days after the Court’s entry of Final Judgment. DEFENDANTS shall be jointly and
18 severally liable for the civil penalties.

19 3. DEFENDANTS Big Sky Motion Pictures, L.L.C., Spring Break ’83 Production,
20 L.L.C., Spring Break ’83 Distribution, L.L.C., Spring Break ’83, Rand Jay Chortkoff and each of
21 them, and their officers, directors, successors in interest, agents, employees, attorneys in fact, and
22 all persons acting in concert or participating with them, shall be and are hereby ordered to rescind
23 each and all of the unlawful transactions alleged in this Complaint and pay full restitution to each

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1 person determined to have been subject to acts, practices, or transactions which constitute
2 violations of the Corporate Securities Law of 1968, in the total amount of \$180,000.00 to six (6)
3 California investors within one hundred twenty (120) calendar days after the Court's entry of Final
4 Judgment.

5 4. The Court shall retain jurisdiction of this action in order to implement and enforce
6 the terms of the Stipulation and the Final Judgment pursuant thereto, and to entertain any suitable
7 application or motion for additional relief or modification of any order made herein within the
8 jurisdiction of the Court.

9 Dated: 1/9/, 2012
10 Los Angeles, California
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13 MEL RED RECANA
14 JUDGE OF SUPERIOR COURT
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