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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF LOS ANGELES

11	THE PEOPLE OF THE STATE OF)	Case No.: BC343931
12	CALIFORNIA, BY AND THROUGH THE)	
13	CALIFORNIA CORPORATIONS)	EX PARTE APPLICATION FOR
14	COMMISSIONER,)	TEMPORARY RESTRAINING ORDER AND
15	Plaintiff,)	ORDER TO SHOW CAUSE RE
16	vs.)	PRELIMINARY INJUNCTION
17	LEEDHA, INC., d.b.a. FLINTRIDGE ASSET)	DATE: 12/9/05
18	MANAGEMENT COMPANY; a California)	TIME: 8:30 a.m.
19	corporation;)	DEPT.: 85
20	EARL D. ANSCHULTZ, an individual, and)	JUDGE: Honorable Dzintra Janavs
21	DOES 1 through 10, Inclusive,)	ACTION FILED: 12/5/05
	Defendants.)	

22 The People of the State of California, by and through the California Corporations
23 Commissioner ("Plaintiff" or "Commissioner"), hereby apply for:

24 1. An Order directing defendant Earl D. Anschultz (Anschultz) to show cause, why a
25 preliminary injunction should not be granted enjoining Anschultz and his partners, successors in
26 interest, agents, employees, attorneys in fact, and all persons acting in concert or participating with
27 him from directly or indirectly:

28 A. violating California Corporations Code section 25230 by acting as an investment

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1 adviser without a license;

2 B. violating California Corporations Code Section 25235(b) by engaging in
3 transactions, practices, or a course of business to defraud or deceive any client or prospective client;

4 C. violating the Desist and Refrain Order, dated April 26, 2001;

5 D. violating the Stipulated Bar Order issued against Defendant Anschultz, dated
6 October 1, 2005; and

7 E. removing, destroying, mutilating, concealing, altering, transferring, or otherwise
8 disposing of, in any manner, any books, records, computer programs, computer files, computer
9 printouts, correspondence, brochures, manuals, or other writings or documents of any kind as
10 defined in California Evidence Code Section 250 relating to the transactions and course of conduct
11 as alleged in the complaint, unless authorized by this Court.

12 2. A Temporary Restraining Order enjoining Anschultz and his partners, successors in
13 interest, agents, employees, attorneys in fact, and all persons acting in concert or participating with
14 him from directly or indirectly:

15 A. violating California Corporations Code section 25230 by acting as an investment
16 adviser without a license;

17 B. violating California Corporations Code Section 25235(b) by engaging in
18 transactions, practices, or a course of business to defraud or deceive any client or prospective client;

19 C. violating the Desist and Refrain Order, dated April 26, 2001;

20 D. violating the Stipulated Bar Order issued against Defendant Anschultz, dated
21 October 1, 2005; and

22 E. removing, destroying, mutilating, concealing, altering, transferring, or otherwise
23 disposing of, in any manner, any books, records, computer programs, computer files, computer
24 printouts, correspondence, brochures, manuals, or other writings or documents of any kind as
25 defined in California Evidence Code Section 250 relating to the transactions and course of conduct
26 as alleged in the complaint, unless authorized by this Court.

27 This application is made on the grounds that the Commissioner is authorized by law to the
28 relief demanded and this relief is necessary to provide the greatest protection to the public, as more

1 particularly described in the Memorandum of Points and Authorities and Declarations, filed
2 herewith.

3 This ex parte application is based upon the Complaint, Memorandum of Points and
4 Authorities, Declaration Re Ex Parte Notice, declarations and exhibits of Michelle Lipton, Rebecca
5 E. Gutierrez, Robert DeBlasis and Stephen Russell, any requests for judicial notice, and such other
6 oral and documentary evidence as may be presented at the time of the hearing on the application.

7 The address and telephone number of Defendant Earl D. Anschultz is 2540 Huntington
8 Drive, Suite 104, San Marino, California, 91108, (626) 286-2620.

9 A previous application for a temporary restraining order and order to show cause re:
10 preliminary injunction for similar relief was made on December 7, 2005, at 8:30 a.m. in Department
11 85. Judge James E. Satt denied the application for failure to state with specificity the relief sought as
12 required under California Rules of Court 379(e).

13 Dated: December 7, 2005

14 WAYNE STRUMPFER
15 Acting California Corporations Commissioner

16 By _____
17 MICHELLE LIPTON
18 Senior Corporations Counsel
19 Enforcement Division
20 Attorneys for Plaintiff

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