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**STATE OF CALIFORNIA**  
**BUSINESS, TRANSPORTATION AND HOUSING AGENCY**  
**DEPARTMENT OF CORPORATIONS**

**TO: Wireless Mountain Laboratories, Inc.**  
**Wireless Fund, LLC**  
**Marvin H. Bluman**  
**Ted King**  
**Ron Smith**  
**Giuseppe Imbriano a.k.a. Joe Imbriano**  
560 Higuera Street, Suite 204  
San Luis Obispo, California 93401

**DESIST AND REFRAIN ORDER**  
**(For violations of Section 25110 and 25401 of the Corporations Code)**

The California Corporations Commissioner finds that:

1. At all relevant times, Wireless Mountain Laboratories, Inc. ("Wireless Mountain"), a New York corporation, conducted business at 560 Higuera Street, Suite 204, San Luis Obispo, California 93401. Wireless Mountain purportedly developed radio frequency identification technology.
2. At all relevant times, Wireless Mountain Fund, LLC ("Wireless Fund"), a New York limited liability company, was an affiliate of Wireless Mountain with an office located at 55 Post Avenue, Ste. 204, Westbury, New York 11590.
3. At all relevant times, Marvin H. Bluman was the president and treasurer of Wireless Mountain.
4. At all relevant times, Ted King was a vice president of Wireless Mountain.
5. At all relevant times, Ron Smith was a sales agent of Wireless Mountain.
6. At all relevant times, Giuseppe Imbriano, also known as Joe Imbriano, was a sales agent of Wireless Mountain.

1 7. Beginning in or about early 1999, and continuing through at least 2001, Wireless  
2 Mountain, Wireless Fund, Marvin H. Bluman, Ted King, Ron Smith, and Giuseppe Imbriano,  
3 also known as Joe Imbriano, offered or sold securities in the form of common stock in  
4 Wireless Mountain at \$1.00 per share and interest in Wireless Fund at \$1.00 per unit. The  
5 purported purpose of the Wireless Mountain and Wireless Fund offerings was to raise  
6 money to further develop its technology and office infrastructure, among others.

7 8. These common stock and interest in a limited liability company were offered or sold  
8 in this state in issuer transactions. The Department of Corporations has not issued a permit  
9 or other form of qualification authorizing any person to offer or sell these common stock or  
10 interest in a limited liability company in this state.

11 9. In connection with these offers or sales, Wireless Mountain, Wireless Fund, Marvin  
12 H. Bluman, Ted King, Ron Smith, and Giuseppe Imbriano, also known as Joe Imbriano,  
13 misrepresented to investors that:

- 14 a. Wireless Mountain was going to be a public traded company; and
- 15 b. The units in Wireless Fund would be converted to common stocks in Wireless  
16 Mountain.

17  
18 Based upon the foregoing findings, the California Corporations Commissioner is of  
19 the opinion that the common stock in Wireless Mountain and the interests in Wireless Fund  
20 are securities subject to qualification under the California Corporate Securities Law of 1968  
21 and are being or have been offered or sold without first being qualified, in violation of  
22 section 25110 of the Corporations Code. Pursuant to Section 25532 of the Corporate  
23 Securities Law of 1968, Wireless Mountain, Wireless Fund, Marvin H. Bluman, Ted King,  
24 Ron Smith, and Giuseppe Imbriano, also known as Joe Imbriano, are hereby ordered to  
25 desist and refrain from the further offer or sale in the State of California of securities in the  
26 form of common stock and interest in a limited liability company, unless and until  
27 qualification has been made under the law.

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1 Further, the California Corporations Commissioner is of the opinion that the securities  
2 of Wireless Mountain and Wireless Fund, were offered or sold in this state by means of  
3 written or oral communications which included an untrue statement of a material fact or  
4 omitted to state a material fact necessary in order to make the statements made, in the light  
5 of the circumstances under which they were made, not misleading, in violation of section  
6 25401 of the Corporate Securities Law of 1968 contained in the Corporations Code.  
7 Pursuant to Section 25532 of the Corporate Securities Law of 1968, Wireless Mountain,  
8 Wireless Fund, Marvin H. Bluman, Ted King, Ron Smith, and Giuseppe Imbriano, also  
9 known as Joe Imbriano, are hereby ordered to desist and refrain from offering, selling,  
10 buying or offering to buy any security in the State of California, including but not limited to  
11 common stock and interest in a limited liability company, by means of any written or oral  
12 communication which includes an untrue statement of a material fact or omits to state a  
13 material fact necessary in order to make the statements made, in the light of the  
14 circumstances under which they were made, not misleading.

15 This Order is necessary, in the public interest, for the protection of investors and  
16 consistent with the purposes, policies, and provisions of the Corporate Securities Law of  
17 1968.

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19 Dated: June 11, 2003  
20 Sacramento, California

21 DEMETRIOS A. BOUTRIS  
22 California Corporations Commissioner

23  
24  
25 By \_\_\_\_\_  
26 VIRGINIA JO DUNLAP  
27 Assistant Commissioner  
28 Enforcement and Legal Services Division