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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION

11 VELTEX CORPORATION, a Utah
12 corporation,

13 Plaintiff,

14 vs.

15 JAVEED AZZIZ MATIN, an
individual; TANZILA SULTANA, an
16 individual; SAASHA CAMPBELL, an
individual; MAZHAR HAQUE, an
17 individual; ALLEN E. BENDER, an
individual; VELTEX USA, INC., a
18 Delaware corporation; VELTEX
APPAREL, INC., a California
19 corporation; VELTEX INDUSTRIES,
INC., a Delaware corporation;
20 VELTEX EXPLORER, INC., a
Canadian corporation; VELTEX
21 CANADA, INC., a Canadian
corporation; WILSHIRE EQUITY,
22 INC. aka WILSHIRE EQUITIES,
INC., a Colorado corporation;
23 AMERICAN REGISTRAR &
TRANSFER CO., a Utah corporation;
24 PATRICK R. DAY, an individual;
RICHARD M. DAY, an individual;
25 MOORE & ASSOCIATES,
CHARTERED, a Nevada corporation;
26 MICHAEL J. MOORE, an individual;
CHISHOLM, BIERWOLF, NILSON
27 & MORRILL, CPA aka CHISHOLM,
BIERWOLF & NILSON, LLC, a Utah
28 limited liability company; BRAD B.

CASE NO. CV10 1746 ABC (PJWx)

**[PROPOSED] FINAL
JUDGMENT**

1 HAYNES, an individual; ANNE)
2 TAHIM, an individual; JAAK U.)
3 OLESK, an individual; and)
4 CARMINE J. BUA, an individual,)
5 _____)
6 Defendants.)

4 **PLEASE TAKE NOTICE THAT** on March 19, 2012, the following
5 application came on for hearing: Plaintiff Veltex Corporation’s Application for
6 Entry of Default Judgment by Court Against Defendants Javeed Azziz Matin,
7 Mazhar Haque, Wilshire Equity, Inc. *aka* Wilshire Equities, Inc., Tanzila Sultana,
8 Michael J. Moore, Moore & Associates, Chartered, Veltex Apparel, Inc., Veltex
9 Industries, Inc. and Veltex USA, Inc. (“Application”). Maryann R. Marzano, Esq.
10 and Kristen M. Peters, Esq. of Blecher & Collins, P.C. and Merle L. Royce, Esq. of
11 the Law Offices of Merle L. Royce, who was admitted pro hac vice, appeared on
12 behalf of Plaintiff Veltex Corporation. No other appearances were made. The Court
13 called the matter for hearing and heard and considered the Application.

14 Plaintiff Veltex Corporation (“Plaintiff” or “Veltex”) filed and served upon
15 Defendants Javeed Azziz Matin (“Matin”), Tanzila Sultana (“Sultana”), Mazhar
16 Haque (“Haque”), Veltex USA, Inc. (“Veltex USA”), Veltex Apparel, Inc. (“Veltex
17 Apparel”), Veltex Industries, Inc. (“Veltex Industries”), Moore & Associates
18 Chartered (“Moore & Associates”), Michael J. Moore (“Moore”) and Wilshire
19 Equity, Inc. *aka* Wilshire Equities, Inc. (“Wilshire”) a summons and Complaint in
20 the action. Said Defendants failed to appear and answer or otherwise respond to the
21 Complaint.¹

22 On June 30, 2010, the Clerk of the Court entered the default of Defendants
23 Sultana, Veltex Apparel, Veltex Industries and Moore & Associates pursuant to Rule
24 55(a) of the Federal Rules of Civil Procedure. On July 2, 2010, the Clerk of Court
25 entered the default of Defendants Moore, Wilshire, Matin and Haque pursuant to

26 _____
27 ¹ Veltex served a First Amended Complaint in the action on July 16, 2010.
28 However, the FAC did not include any additional allegations regarding any of the
Defendants in default.

1 Rule 55(a) of the Federal Rules of Civil Procedure. On November 2, 2010, the
2 Clerk of the Court entered the default of Veltex USA pursuant to Rule 55(a) of the
3 Federal Rules of Civil Procedure.

4 Veltex has filed an Application for Entry of Default Judgment by Court
5 pursuant to Rule 55(b) of the Federal Rules of Civil Procedure with supporting
6 papers establishing damages under its various claims. The Application, having been
7 presented, fully considered and approved by the Honorable Audrey B. Collins at the
8 conclusion of the hearing, and a decision having been fully rendered,

9 **I.**

10 **IT IS HEREBY ORDERED, ADJUDICATED AND DECREED** that
11 Veltex's Application for Entry of Default Judgment under the First Claim for Relief
12 is GRANTED. The Court finds that the shares and assets were diverted and
13 transferred to Matin, Sultana, Wilshire and others and converted to their own use by
14 them as part of the scheme to violate the securities laws, as alleged in the First Claim
15 For Relief, and that Veltex was deprived of and lost the fair market value of its
16 shares and assets in the amount of One Hundred Million, Seventy Eight Thousand,
17 and Six Hundred Twenty One Dollars (\$100,078,621) as a direct and proximate
18 result thereof. The Court further finds that Defendants Matin, Sultana, Haque,
19 Wilshire, Veltex USA, Veltex Apparel, Veltex Industries, Moore & Associates and
20 Moore participated in the diversion and conversion of its common stock and assets
21 in connection with the continuing scheme alleged in the First Claim for Relief.

22 **IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that
23 judgment be and hereby is entered in favor of Veltex and against Defendants Matin,
24 Sultana, Haque, Wilshire, Veltex USA, Veltex Apparel, Veltex Industries, Moore &
25 Associates and Moore, jointly and severally, in the amount of One Hundred Million,
26 Seventy Eight Thousand, and Six Hundred Twenty One Dollars (\$100,078,621) on
27 the First Claim For Relief.

28 //

1 **II.**

2 **IT IS HEREBY ORDERED, ADJUDICATED AND DECREED** that
3 Veltex's Application for Entry of Default Judgment under the Second Claim for
4 Relief Is GRANTED. The Court finds that the shares and assets of Veltex were
5 fraudulently transferred and conveyed to Matin, Sultana, Wilshire and others entities
6 or persons associated with Matin or under his ownership or control without
7 consideration in violation of Sections 4(a) and 5(b) of the Uniform Fraudulent
8 Transfer Act, California Civil Code § 3439.04(a) and (b). The Court further finds
9 that Veltex was deprived of and lost the fair market value of its stock and assets in
10 the amount of One Hundred Million, Seventy Eight Thousand, and Six Hundred
11 Twenty One Dollars (\$100,078,621) as a direct and proximate cause of such
12 fraudulent conveyances. The Court further finds that as the officers and directors of
13 Veltex, Matin and Haque are responsible for such fraudulent transfers and that
14 Matin, Sultana, Wilshire, Veltex USA, Veltex Apparel, and Veltex Industries were
15 all recipients and transferees of such stock and assets of Veltex with specific
16 knowledge of the fraudulent nature of transfers.

17 **IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that
18 judgment be and hereby is entered in favor of Veltex and against Defendants Matin,
19 Sultana and Haque, jointly and severally, in the amount of One Hundred Million,
20 Seventy Eight Thousand, and Six Hundred Twenty One Dollars (\$100,078,621) on
21 the Second Claim for Relief.

22 **III.**

23 **IT IS HEREBY ORDERED, ADJUDICATED AND DECREED** that
24 Veltex's Application for Entry of Default Judgment under the Third Claim For
25 Relief Is GRANTED. The Court finds that Matin and Haque conspired to breach
26 and did breach their fiduciary duties to Veltex in that they conveyed the stock and
27 assets of Veltex to Matin, Sultana, Wilshire and others without consideration to
28 convert such stock and assets to their own use. The Court further finds that Veltex

1 was deprived of and lost the fair market value of its stock and assets in the amount
2 of One Hundred Million, Seventy Eight Thousand, and Six Hundred Twenty One
3 Dollars (\$100,078,621) as a direct and proximate result of such breach of fiduciary
4 duty.

5 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that
6 judgment be and hereby is entered in favor of Veltex and against Defendants Matin
7 and Haque in the amount of One Hundred Million, Seventy Eight Thousand, and Six
8 Hundred Twenty One Dollars (\$100,078,621) on the Third Claim for Relief.

9 IV.

10 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Plaintiff
11 Veltex Corporation shall recover from Defendants Javeed Azziz Matin, Mazhar
12 Haque, Wilshire Equity, Inc. *aka* Wilshire Equities, Inc., Tanzila Sultana, Michael J.
13 Moore, Moore & Associates, Chartered, Veltex Apparel, Inc., Veltex Industries, Inc.
14 and Veltex USA, Inc., jointly and severally, the judgment as follows:

- 15 (a) Damages, in the amount of: \$100,078,621.00
16 (b) Prejudgment Interest of: \$ 793,442.86² (\$1,069.33/day)
17 (c) Attorneys' Fees pursuant
18 to L.R. 55-3 in the amount of: \$ 2,005,172.42
19 (d) Costs and Expenses of: \$ 3,859.95

20 **TOTAL** **\$102,881,096.23**

21 V.

22 IT IS HEREBY ADJUDGED AND DECREED that, for the reasons stated
23 above and in the Court's Order to Submit Proposed Final Judgment, dated January
24 17, 2012, this action is dismissed with prejudice and without costs, except as

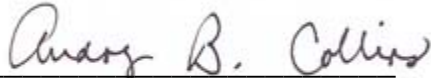
25 _____
26 ² The sum of \$793,442.86 represents prejudgment interest accruing on the damages
27 amount at the federal statutory rate from March 10, 2010, the date of filing of the
28 lawsuit, up to and including March 20, 2012. Prejudgment interest accrues at the per
diem rate of \$1,069.33/day thereafter until the date of entry of judgment.

1 provided for above and except as provided for in the Settlement Agreements
2 Plaintiff Veltex Corporation entered into with American Registrar & Transfer Co.
3 (“ARTCO”), Defendant Jaak U. Olesk (“Olesk”), and Defendant Brad B. Haynes
4 (“Haynes”).

5 Without affecting the finality of this Judgment in any way, this Court hereby
6 retains continuing jurisdiction over this litigation, including jurisdiction over: (a) all
7 further proceedings concerning the administration, consummation, enforcement, and
8 implementation of the Settlements by and between Plaintiff Veltex Corporation and
9 ARTCO, Plaintiff Veltex Corporation and Olesk, and Plaintiff Veltex Corporation
10 and Haynes; and (b) all parties hereto for the purpose of construing, enforcing and
11 administering the Judgment.

12 There being no just reason for further delay, pursuant to Rule 54(b) of the
13 Federal Rules of Civil Procedure, the Clerk of the Court is ordered to enter this Final
14 Judgment forthwith and without further notice.

15
16 Dated: March 26, 2012

17 
18 Hon. Audrey B. Collins
19 United States District Judge
20

21
22 Submitted by:

23 BLECHER & COLLINS, P.C.

24 By: /S/ Maryann R. Marzano
25 Maryann R. Marzano
26 Attorneys for Plaintiff
27 VELTEX CORPORATION
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