

1 Plaintiff, The People of the State of California, by and through the California Corporations
2 Commissioner (“Plaintiff” or “Commissioner”), brought this action pursuant to Corporations Code
3 section 25530¹ to enjoin Defendants Gerard Suite a.k.a. Gerard Sweet a.k.a. Raul Jerard Anthony
4 a.k.a. R.J. Anthony a.k.a. Rawle Gerard Suite a.k.a. Gerard S. Rawle a.k.a. Rawle Gerard Girard
5 (collectively “Suite”), Technology Communication Management, L.L.C. (“TCM”), Cashnet Asset
6 Management, Inc. a.k.a The Breakfast Trade (“Cashnet”), Windsor Equity Partners, Inc.
7 (“Windsor”), Discover Business Solutions, Inc. (“DBS”), and Discover Portfolio Services, LP
8 (“DPS”) from violating the Corporate Securities Law of 1968, California Corporations Code section
9 25000 *et seq.* (“CSL”) and for other ancillary relief. All Defendants failed to respond to the
10 complaint. Suite’s default was entered on May 31, 2011 and the defaults for all remaining
11 defendants were entered on July 22, 2011.

12 This Court, having read and considered the Complaint, Request for Default Judgment,
13 declarations and exhibits, and all other evidence presented, having heard the arguments of counsel
14 and good cause appearing therefore:

15 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that:

16 (1) All Defendants and their officers, directors, successors in interest, controlling
17 persons, agents, employees, attorneys in fact, and all other persons acting in concert or participating
18 with them, or any of them, are hereby permanently restrained and enjoined from directly or
19 indirectly:

20 (a) Violating Corporations Code section 25110 by offering to sell, selling, arranging for
21 the sale, issuing, engaging in the business of selling, negotiating for the sale of, or otherwise in any
22 way dealing or participating in the offer or sale of, any security of any kind, including but not limited
23 to the securities described in this Complaint, unless such security or transaction is qualified; and

24 (b) Violating Corporations Code section 25401 by offering to sell or selling any security
25 of any kind, including but not limited to the securities described in this Complaint, by means of any
26 written or oral communication, which contains any untrue statements of any material fact or omits or
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28 ¹ All statutory references are to the California Corporations Code unless otherwise noted.

1 fails to state any material fact necessary in order to make the statements made, in light of the
2 circumstances under which they are made, not misleading, including but not limited to the
3 misrepresentations and omissions alleged in this Complaint.

4 (2) Defendants Gerard Suite a.k.a. Gerard Sweet a.k.a. Raul Jerard Anthony a.k.a. R.J.
5 Anthony a.k.a. Rawle Gerard Suite a.k.a. Gerard S. Rawle a.k.a. Rawle Gerard Girard and
6 Technology Communication Management, L.L.C. and their officers, directors, successors in interest,
7 controlling persons, agents, employees, attorneys in fact, and all other persons acting in concert or
8 participating with them, or any of them, are hereby permanently restrained and enjoined from
9 directly or indirectly violating the July 25, 2006 Desist and Refrain Order issued by the California
10 Corporations Commissioner against Technology Communication Management, L.L.C. and Gerard
11 Suite.

12 (3) Defendant Gerard Suite, a.k.a. Gerard Sweet a.k.a. Raul Jerard Anthony a.k.a. R.J.
13 Anthony a.k.a. Rawle Gerard Suite a.k.a. Gerard S. Rawle a.k.a. Rawle Gerard Girard and his
14 agents, employees, attorneys in fact, and all other persons acting in concert or participating with him
15 are hereby permanently restrained and enjoined from violating Corporations Code section 25230 by
16 directly or indirectly conducting business as an investment adviser in this state without first having
17 applied for and secured from the California Corporations Commissioner, a certificate, then in effect,
18 authorizing him to conduct business as an investment adviser.

19 (4) Defendants Gerard Suite a.k.a. Gerard Sweet a.k.a. Raul Jerard Anthony a.k.a. R.J.
20 Anthony a.k.a. Rawle Gerard Suite a.k.a. Gerard S. Rawle a.k.a. Rawle Gerard Girard, Technology
21 Communication Management, L.L.C., Cashnet Asset Management, Inc. a.k.a. The Breakfast Trade,
22 Windsor Equity Partners, Inc., Discover Business Solutions, Inc., and Discover Portfolio Services,
23 LP and each of them, jointly and severally, are ordered to pay restitution in the amount of
24 \$253,235.31 to the California Corporations Commissioner on behalf of the victims set forth in the
25 Summary of Case in Support of Plaintiff's Request for Default Judgment filed concurrently
26 herewith.

27 (5) Defendants Gerard Suite a.k.a. Gerard Sweet a.k.a. Raul Jerard Anthony a.k.a. R.J.
28 Anthony a.k.a. Rawle Gerard Suite a.k.a. Gerard S. Rawle a.k.a. Rawle Gerard Girard, Technology

1 Communication Management, L.L.C., Cashnet Asset Management, Inc. a.k.a. The Breakfast Trade,
2 Windsor Equity Partners, Inc., Discover Business Solutions, Inc., and Discover Portfolio Services,
3 LP and each of them, jointly and severally, are ordered to pay to the California Corporations
4 Commissioner, civil penalties in the amount as follows:

5 a. \$850,000 for 34 violations of Corporations Code section 25110.

6 b. \$450,000 for 18 violations of Corporations Code section 25401.

7 (6) Defendant Gerard Suite a.k.a. Gerard Sweet a.k.a. Raul Jerard Anthony a.k.a. R.J.
8 Anthony a.k.a. Rawle Gerard Suite a.k.a. Gerard S. Rawle a.k.a. Rawle Gerard Girard is ordered to
9 pay to the California Corporations Commissioner, civil penalties in the amount of \$850,000 for 34
10 violations of Corporations Code section 25230.

11 (7) Defendants Gerard Suite, a.k.a. Gerard Sweet a.k.a. Raul Jerard Anthony a.k.a. R.J.
12 Anthony a.k.a. Rawle Gerard Suite a.k.a. Gerard S. Rawle a.k.a. Rawle Gerard Girard and
13 Technology Communication Management, L.L.C are ordered to pay to the California Corporations
14 Commissioner, civil penalties in the amount of \$150,000 for 6 violations of the Commissioner’s July
15 25, 2006 Desist and Refrain Order.

16 (8) Interest shall accrue on all restitution and civil penalties at the legal rate from the date
17 hereof.

18 (9) This Court shall retain jurisdiction of this action in order to implement and carry out
19 the terms of all orders and decrees that may be entered herein or to entertain any suitable application
20 or motion by Plaintiff for additional relief within jurisdiction of this Court.

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22 Dated: JANUARY 4, 2012

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26 WILLIAM F. FAHEY
27 **HON. WILLIAM F. FAHEY, JUDGE OF THE**
28 **SUPERIOR COURT**