

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 11

THE 1031 TAX GROUP, LLC, *et al.*,

Case No. 07-B-11448 (MG)

Jointly Administered

Debtors.

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GERARD A. McHALE, Jr., not individually but
solely in his capacity as Chapter 11 trustee for
THE 1031 TAX GROUP, LLC, *et al.*,

Plaintiff,

-v-

Adv. Pro. No. 08-01034 (MG)

EDWARD H. OKUN,

Defendant.

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FINAL AND PERMANENT INJUNCTION AND JUDGMENT

Upon consideration of all of the pleadings and papers filed herein and the testimony and argument at a hearing held on February 11, 2008, and upon the findings of fact and conclusions of law, pursuant to Rule 52, Fed. R.Civ.P., set forth by the Court in the record at the conclusion of the hearing, it is hereby:

ORDERED that defendant Edward H. Okun and any and all persons in active concert with Edward H. Okun in possession of the following property (“Property”), or in active concert with Edward H. Okun, are permanently enjoined and directed to permit Gerard A. McHale, Jr., solely in his capacity as the Chapter 11 Trustee of The 1031 Tax Group, LLC, *et al.*, (the “Trustee”) to take and maintain permanent ownership, possession, and control of the Property, to

execute such documents, and to otherwise cooperate with the Trustee in carrying out this injunction:

PROPERTY:

1. 2006 ROLLS ROYCE – PHANTOM (VIN # SCA1S68476UX08067);
2. 2005 BENTLEY – CONTINENTAL (VIN# SCBCR63W55C024552);
3. 2003 PORSCHE 911 TURBO (VIN# WP0AB299X3S686858);
4. 2005 LAMBORGHINI GALLARDO (VIN# ZHWGU22N96LA03777);
5. One 16 feet Morin wooden boat with trailer; and
6. Two Yamaha Wave-Runners.

and it is further

ORDERED, ADJUDGED AND DECREED that the motion of defendant Okun, filed pursuant Rule 60(b), Fed.R.Civ.P., seeking (1) to vacate or otherwise obtain relief from an Order of this Court entered October 26, 2007, which Order approved an agreement, dated October 11, 2007, (the “Transfer Agreement”), or (2) in any other way to obtain relief from, or to excuse his performance under, the Transfer Agreement is denied.

Dated: February 13, 2008
New York, New York

SO ORDERED.

/s/ Martin Glenn
Martin Glenn, U.S. Bankruptcy Judge