

FILED

APR 7 2009

TETON CO., ID.
DISTRICT COURT

LAWRENCE G. WASDEN
Attorney General

ALAN CONILOGUE
Deputy Attorney General
State of Idaho
P. O. Box 83720
Boise, ID 83720-0031
Telephone: 208.332.8093
Fax: 208.332.8016
ISBN 3196

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR TETON COUNTY**

STATE OF IDAHO, DEPARTMENT OF
FINANCE, SECURITIES BUREAU,

Plaintiff,

vs.

TYREE MACKEY, JEREMY KING, and
MILLENNIAL FINANCIAL GROUP,
INC.,

Defendants.

Case No. CV 09-031

**JUDGMENT AND PERMANENT
INJUNCTION**

The State of Idaho, Department of Finance, Securities Bureau (hereinafter referred to as "Plaintiff") and Defendants Tyree Mackey, Jeremy King, and Millennial Financial Group, Inc. (hereinafter referred to as "Defendants"), parties to the above-captioned action, having agreed to resolve all allegations set forth in the Verified Complaint filed in the above-captioned action by the Stipulation and Consent to Entry of Judgment on file herein,

WHEREFORE, by virtue of the law and by reason of the premises aforesaid, THE COURT HEREBY ADJUDGES, ORDERS, AND DECREES as follows:

I.

PERMANENT INJUNCTION

1. Defendants are permanently enjoined from engaging in any act or practice that violates any provision of Idaho's Uniform Securities Act (2004) or any rule promulgated thereunder, pursuant to authority granted this court by Idaho Code § 30-14-603(b)(1).

2. Defendants are specifically permanently enjoined from engaging in any of the following acts or conduct:

A. Selling or offering for sale nonexempt securities in any form in the state of Idaho unless such securities have been duly registered with the Idaho Department of Finance in accordance with Idaho's Uniform Securities Act (2004).

B. Selling or offering for sale nonexempt securities in any form in the state of Idaho unless Defendants have duly registered as a securities broker-dealer or agent for a broker-dealer with the Idaho Department of Finance in accordance with Idaho's Uniform Securities Act (2004).

C. While engaged in or in connection with the offer, sale or purchase of any security:

i. Making false and misleading material misrepresentations to prospective investors in connection with the offer, sale or purchase of securities;

ii. Omitting and failing to disclose material facts to prospective investors in connection with the offer, sale or purchase of securities; and

iii. Engaging in transactions, acts, practices, and courses of business which operated as a fraud or deceit upon investors and prospective investors.

II.

MONEY JUDGMENT

1. Plaintiff is hereby awarded a money judgment against Defendants, jointly and severally, in the total amount of three hundred five thousand dollars, (\$305,000) of which two hundred sixty five thousand dollars (\$265,000) is to be paid to the Idaho Department of Finance to be returned by Plaintiff as restitution to persons who invested with the Defendants in this case, pursuant to Idaho Code § 30-14-603(b)(2)(C).

2. Defendants, jointly and severally, will pay Plaintiff penalties in the amount of forty thousand dollars (\$40,000), pursuant to Idaho Code § 30-14-603(b)(2)(C). Plaintiff will suspend the penalties as long as Defendants make the payments provided in the Stipulation and Consent to Entry of Judgment on file in this action.

3. Once Defendants have paid Plaintiff the sum of two hundred sixty five thousand dollars (\$265,000) according to the payment terms set forth in the Stipulation and Consent to Entry of Judgment on file in this action, Plaintiff will waive the \$40,000 penalty and will consider the matter fully resolved with no additional amounts due or owing.

4. If any Defendants fail to make any payment on time, the penalty waiver shall cease to apply and Defendants shall each be immediately liable to Plaintiff for the full amount of the judgment, including the penalties.

5. Each party will bear its own attorney fees and costs in this action.

DATED this 21 day of April, 2009.

BS/ JS
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21 day of April, 2009, I caused a true and accurate copy of the foregoing JUDGMENT AND PERMANENT INJUNCTION to be served on the following by the designated means:

Alan Conilogue
Deputy Attorney General
State of Idaho
PO Box 82720
Boise, ID 83720-0031

U.S. mail, postage prepaid
 certified mail
 overnight mail
 via facsimile: (208) 332-8016

Donald L. Harris
HOLDEN KIDWELL HAHN & CRAPO, PLLC
1000 Riverwalk Drive, Suite 200
PO Box 50130
Idaho Falls, ID 83405

U.S. mail, postage prepaid
 certified mail
 overnight mail
 via facsimile: (208) 523-9518

Pah
Clerk