

FEB 17 2010

J. DAVID NAVARRO, Clerk
By K. JOHNSON
DEPUTY

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IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR ADA COUNTY

STATE OF IDAHO, DEPARTMENT OF
FINANCE, SECURITIES BUREAU,

Plaintiff,

vs.

JAMISON POTTER, et al.,

Defendants.

Case No. CV OC 09 05488

**JUDGMENT UPON DEFAULT AGAINST
DEFENDANTS ADAM BENTLEY, NORTH
AMERICAN CAPITAL TRUST, LLC,
NORTH AMERICAN CAPITAL GROUP,
LLC, PACIFIC PARTNERS, LLC, AND
SILVERSTONE EQUITY GROUP, LLC**

THIS MATTER having come before the court on Plaintiff's Amended Verified Complaint, it appears to the court that Defendants Adam Bentley, North American Capital Trust, LLC, North American Capital Group, LLC, Pacific Partners, LLC, and Silverstone Equity Group, LLC were duly served with process and failed to appear and plead or answer Plaintiff's Amended Verified Complaint, and that default was duly entered. It appears from Plaintiff's affidavit filed in this matter that Defendant Adam Bentley is not in the military service of the

United States or are incompetent, and that the allegations of Plaintiff's Amended Verified Complaint are true, and that Plaintiff is entitled to judgment against Defendants Adam Bentley, North American Capital Trust, LLC, North American Capital Group, LLC, Pacific Partners, LLC, and Silverstone Equity Group, LLC as prayed for;

IT FURTHER APPEARS that Defendants Christopher Driscoll, Adam Bentley, North American Capital Trust, LLC, North American Capital Group, LLC, Pacific Partners, LLC, and Silverstone Equity Group, LLC, pursuant to I.R.C.P. 11(b)(3), each failed to serve an additional written appearance either in person or through a newly appointed attorney within twenty (20) days after being served with the Order Re: Motion to Withdraw on or about November 25, 2009. Such failure is sufficient ground for entry of default and default judgment against Defendants Adam Bentley, North American Capital Trust, LLC, North American Capital Group, LLC, Pacific Partners, LLC, and Silverstone Equity Group, LLC, with prejudice and without further notice;

WHEREAS the Court finds that Defendants Adam Bentley, North American Capital Trust, LLC, North American Capital Group, LLC, Pacific Partners, LLC, and Silverstone Equity Group, LLC engaged in violations of Idaho's Uniform Securities Act (2004), Idaho Code § 30-14-101 *et seq.*, as described in the Amended Verified Complaint;

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Plaintiff is entitled to judgment against Defendants Adam Bentley, North American Capital Trust, LLC, North American Capital Group, LLC, Pacific Partners, LLC, and Silverstone Equity Group, LLC as follows:

1. That Defendants are adjudged to have violated Idaho's Uniform Securities Act (2004), Idaho Code § 30-14-101 *et seq.*, as to Counts One through Four of Plaintiff's Amended

Verified Complaint.

2. That Defendants are permanently enjoined from engaging in any act or practice violating any provision of Idaho's Uniform Securities Act (2004), pursuant to Idaho Code § 30-14-603(b)(1), and in particular, that they are permanently enjoined from:

- a. Selling or offering for sale securities in any form in the state of Idaho;
- b. In connection with the offer, sale or purchase of any security, directly or indirectly:
 - i. Employing any device, scheme, or artifice to defraud;
 - ii. Making any untrue statement of a material fact or omitting to state a material fact necessary in order to make the statements made, in light of the circumstances under which they are made, not misleading;
 - iii. Engaging in any act, practice or course of business that operates or would operate as a fraud or deceit upon another person.

3. That Defendant Adam Bentley pay Plaintiff the amount of ten thousand dollars (\$10,000) for each violation, for a total of forty thousand dollars (\$40,000), constituting civil penalties for violations of Idaho's Uniform Securities Act, pursuant to Idaho Code § 30-14-603(b)(2)(C).

4. That Defendant North American Capital Trust, LLC pay Plaintiff the amount of ten thousand dollars (\$10,000) for each violation, for a total of forty thousand dollars (\$40,000), constituting civil penalties for violations of Idaho's Uniform Securities Act, pursuant to Idaho Code § 30-14-603(b)(2)(C).

5. That Defendant North American Capital Group, LLC pay Plaintiff the amount of ten thousand dollars (\$10,000) for each violation, for a total of forty thousand dollars (\$40,000),

constituting civil penalties for violations of Idaho's Uniform Securities Act, pursuant to Idaho Code § 30-14-603(b)(2)(C).

6. That Defendant Pacific Partners, LLC pay Plaintiff the amount of ten thousand dollars (\$10,000) for each violation, for a total of forty thousand dollars (\$40,000), constituting civil penalties for violations of Idaho's Uniform Securities Act, pursuant to Idaho Code § 30-14-603(b)(2)(C).

7. That Defendant Silverstone Equity Group, LLC pay Plaintiff the amount of ten thousand dollars (\$10,000) for each violation, for a total of forty thousand dollars (\$40,000), constituting civil penalties for violations of Idaho's Uniform Securities Act, pursuant to Idaho Code § 30-14-603(b)(2)(C).

8. That Defendants, jointly and severally, make restitution to investors, pursuant to Idaho Code § 30-14-603(b)(2)(C), in the amount of five million, three hundred seventy-three thousand, four hundred sixty-four dollars (\$5,373,464). That Defendants pay such restitution amount to Plaintiff, to be delivered to the investors. To the extent that Plaintiff collects any portion of said amount from other Defendants in this action, such amounts will be applied to reduce this judgment. Plaintiff can collect no more than five million, three hundred seventy-three thousand, four hundred sixty-four dollars (\$5,373,464) from all defendants in this action.

9. That Plaintiff is awarded attorney fees incurred in the preparation and prosecution of this action, pursuant to Idaho Code § 12-121, in the amount of five thousand dollars (\$5,000).

10. That Plaintiff is hereby awarded a total money judgment against Defendants, jointly and severally, in the amount of five million, three hundred seventy-three thousand, four hundred sixty-four dollars (\$5,373,464). Plaintiff is additionally awarded a money judgment in the amount of forty thousand dollars (\$40,000) against each of Defendant Adam Bentley,

Defendant North American Capital Trust, LLC, Defendant North American Capital Group, LLC,
Defendant Pacific Partners, LLC, and Defendant Silverstone Equity Group, LLC.

DATED this 12th day of February, 2010.

RICHARD D. GREENWOOD

Richard D. Greenwood
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17th day of February, 2010, I served a true and correct copy of the foregoing JUDGMENT UPON DEFAULT upon the following by the designated means:

Alan Conilogue
Deputy Attorney General
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K. JOHNSON

Clerk