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**UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA
 EASTERN DIVISION**

SECURITIES AND EXCHANGE
 COMMISSION,
 Plaintiff,

vs.

ROBERT YANG,
 CLAUDIA KANO,
 SUNCOR FONTANA, LLC,
 SUNCOR HESPERIA, LLC, AND
 SUNCOR CARE LYNWOOD, LLC
 Defendants,

AND

YANROB'S MEDICAL, INC.,
 HEALTHPRO CAPITAL PARTNERS, LLC,
 AND SUNCOR CARE, INC.
 Relief Defendants.

Case No. EDCV 15-02387-SVW-KK

~~PROPOSED~~ **TEMPORARY
 RESTRAINING ORDER, ORDER
 FREEZING ASSETS, AND
 PROVIDING FOR OTHER
 ANCILLARY RELIEF, AND ORDER
 TO SHOW CAUSE RE
 PRELIMINARY INJUNCTION AND
 APPOINTMENT OF RECEIVER**

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1 Plaintiff Securities and Exchange Commission (the “Commission”) has
2 filed an emergency *ex parte* motion for an order: (1) temporarily restraining and
3 enjoining Defendants Robert Yang, Claudia Kano, Suncor Fontana, LLC,
4 Suncor Hesperia, LLC, and Suncor Care Lynwood, LLC (collectively
5 “Defendants”) from violating the antifraud provisions of the federal securities
6 laws; (2) freezing funds and other assets of Defendants and Yanrob’s Medical,
7 Inc., HealthPro Capital Partners, LLC, Suncor Care, Inc. (collectively “Relief
8 Defendants”) wherever located, which are derived directly or indirectly from
9 any investor funds obtained by or on behalf of Defendants or Relief Defendants
10 in connection with the scheme alleged in the Complaint; (3) requiring
11 Defendants and Relief Defendants to provide an accounting of all money
12 obtained from investors and other assets; (4) prohibiting the destruction or
13 alteration of documents; (5) providing for expedited discovery; (6) providing for
14 alternative service; and (7) requiring Defendants and Relief Defendants to
15 appear and show cause why a preliminary injunction continuing the emergency
16 relief and an order appointing a receiver over Defendants Suncor Fontana, LLC,
17 Suncor Hesperia, LLC, and Suncor Care Lynwood, LLC, should not enter.

18 The Court having considered the entire record of this case, including: (1)
19 the Complaint filed by the Commission in this action; (2) the Commission’s
20 Motion for Temporary Restraining Order and Memorandum of Law in support;
21 (3) the Declarations of Michael J. Cates, Kerry M. Matticks, and all exhibits
22 attached to those declarations; and any proceedings before the Court, finds that:

23 1. This Court has jurisdiction over the subject matter of this action and
24 over the Defendants and Relief Defendants, and venue properly lies in this
25 District.

26 2. This Court has jurisdiction over the subject matter of this action and
27 over the Defendants and Relief Defendants, and venue properly lies in this District.
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1 3. The Commission has made a sufficient and proper showing in
2 support of the relief granted herein, as required by Section 20(b) of the
3 Securities Act of 1933 (“Securities Act”) [15 U.S.C. § 77t(b)] and Section 21(d)
4 of the Securities Exchange Act of 1934 (“Exchange Act”) [15 U.S.C. § 78u(d)]
5 by establishing a *prima facie* case for each of the violations in the Complaint
6 and a strong likelihood that the SEC will prevail at trial on the merits and that
7 Defendants Robert Yang, Claudia Kano, Suncor Fontana, LLC, Suncor
8 Hesperia, LLC, and Suncor Care Lynwood, LLC, directly or indirectly, have
9 engaged in and, unless restrained and enjoined by order of this Court, will
10 continue to engage in acts, practices, and courses of business constituting
11 violations of Section 17(a) of the Securities Act [15 U.S.C. § 77q(a)], Section
12 10(b) of the Exchange Act [15 U.S.C. § 78j(b)], and/or Exchange Act Rule 10b-
13 5 thereunder [17 C.F.R. § 240.10b-5]; and that Relief Defendants are in
14 possession of the proceeds of those violations and have been unjustly enriched.

15 4. Good cause exists to believe that, unless restrained and enjoined by
16 order of this Court, Defendants and Relief Defendants will dissipate, conceal, or
17 transfer from the jurisdiction of this Court assets which could be subject to an
18 order directing disgorgement or the payment of civil money penalties in this
19 action. Accordingly, an order freezing the Defendant’s and Relief Defendants’
20 assets, as specified herein, is necessary to preserve the *status quo*, and to protect
21 this Court’s ability to award equitable relief in the form of disgorgement of
22 illegal profits from fraud and civil penalties.

23 5. There is good cause to believe that, unless restrained and enjoined
24 by order of this Court, Defendants and Relief Defendants may alter or destroy
25 documents relevant to this action.

26 6. There is good cause to believe that an immediate accounting is
27 necessary to identify the source, location, and use of funds obtained from investors.
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1 7. There is good cause to believe that expedited discovery and
2 alternative means of service are warranted.

3 Now, therefore,

4 **I.**

5 IT IS HEREBY ORDERED that until the expiration of this Order or as
6 otherwise ordered by the Court: Defendants Robert Yang, Claudia Kano, Suncor
7 Fontana, LLC, Suncor Hesperia, LLC, and Suncor Care Lynwood, LLC and
8 their officers, directors, subsidiaries, affiliates, agents, servants, employees,
9 attorneys-in-fact, and those persons in active concert or participation with them
10 who receive actual notice of this order by personal service or otherwise, and
11 each of them, are enjoined and restrained from, directly or indirectly, in the offer
12 or sale of any security by the use of any means or instruments of transportation,
13 or communication in interstate commerce or by the use of the mails: (1)
14 employing any device, scheme, or artifice to defraud; or (2) obtaining money or
15 property by means of any untrue statement of a material fact or any omission to
16 state a material fact necessary in order to make the statements made, in the light
17 of the circumstances under which they were made, not misleading; or (3)
18 engaging in any transaction, practice, or course of business that operates or
19 would operate as a fraud or deceit upon the purchaser in violation of Section
20 17(a) of the Securities Act of 1933 [15 U.S.C. § 77q(a)].

21 **II.**

22 IT IS HEREBY FURTHER ORDERED that until the expiration of this
23 Order or as otherwise ordered by the Court: Defendants Robert Yang, Claudia
24 Kano, Suncor Fontana, LLC, Suncor Hesperia, LLC, and Suncor Care Lynwood,
25 LLC and their officers, directors, subsidiaries, affiliates, agents, servants,
26 employees, attorneys-in-fact, and those persons in active concert or participation
27 with them who receive actual notice of this order by personal service or
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1 otherwise, and each of them, are enjoined and restrained from directly or
2 indirectly, by the use of any means or instrumentality of interstate commerce, or
3 of the mails or of any facility of any national securities exchange in connection
4 with the purchase or sale of any security: (1) employing any device, scheme, or
5 artifice to defraud; (2) making any untrue statement of a material fact or to omit
6 to state a material fact necessary in order to make the statements made, in the
7 light of the circumstances under which they were made, not misleading; or (3)
8 engaging in any act, practice, or course of business which operates or would
9 operate as a fraud or deceit upon any person in violation of Section 10(b) of the
10 Securities Exchange Act of 1934 [15 U.S.C. § 78j(b)] and Rule 10b-5
11 thereunder [17 C.F.R. 240.10b-5].

12 **III.**

13 IT IS HEREBY FURTHER ORDERED that until the expiration of this
14 Order or as otherwise ordered by the Court:

15 A. The assets, funds, real or other property of Defendants Robert
16 Yang, Claudia Kano, Suncor Fontana, LLC, Suncor Hesperia, LLC, and Suncor
17 Care Lynwood, LLC, and Relief Defendants Yanrob's Medical, Inc., HealthPro
18 Capital Partners, LLC, and Suncor Care, Inc., wherever located, which derive,
19 directly or indirectly, from any investor funds obtained by or on behalf of the
20 Defendants or Relief Defendants in connection with the scheme alleged in the
21 SEC's Complaint, are frozen.

22 B. Defendants Robert Yang, Claudia Kano, Suncor Fontana, LLC,
23 Suncor Hesperia, LLC, and Suncor Care Lynwood, LLC, and Relief Defendants
24 Yanrob's Medical, Inc., HealthPro Capital Partners, LLC, and Suncor Care, Inc.,
25 and their officers, directors, successor corporations, subsidiaries, affiliates,
26 agents, servants, employees, attorneys-in-fact, and those persons in active
27 concert or participation with them who receive actual notice of this order by
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1 personal service or otherwise, and each of them, shall hold and retain within
2 their control, and otherwise prevent any disposition, transfer, pledge,
3 encumbrance, assignment, dissipation, concealment, or other disposal
4 whatsoever of any of their assets, funds, real property, or other assets or things
5 of value presently held by them, under their control or over which they exercise
6 actual or apparent investment or other authority, in whatever form such assets
7 may presently exist and wherever located, which derive, directly or indirectly,
8 from any investor funds obtained by or on behalf of the Defendants and Relief
9 Defendants in connection with the scheme alleged in the SEC's Complaint; and

10 C. Any bank, financial institution, brokerage firm, or other person or
11 entity holding any funds, securities, real property, or other assets which derive,
12 directly or indirectly, from any investor funds obtained by or on behalf of
13 Defendants Robert Yang, Claudia Kano, Suncor Fontana, LLC, Suncor
14 Hesperia, LLC, Suncor Care Lynwood, LLC, or Relief Defendants Yanrob's
15 Medical, Inc., HealthPro Capital Partners, LLC, and Suncor Care, Inc., in
16 connection with the scheme alleged in the SEC's Complaint, held in the name
17 of, for the benefit of, or under the control of Defendants Robert Yang, Claudia
18 Kano, Suncor Fontana, LLC, Suncor Hesperia, LLC, and Suncor Care Lynwood,
19 LLC, or Relief Defendants Yanrob's Medical, Inc., HealthPro Capital Partners,
20 LLC, and Suncor Care, Inc., or their officers, directors, successor corporations,
21 subsidiaries, affiliates, agents, servants, employees, attorneys-in-fact, and those
22 persons in active concert or participation with them, and each of them, shall hold
23 and retain within their control and prohibit the withdrawal, removal, transfer or
24 other disposal of any such funds or other assets.

25 D. No person or entity, including the Defendants, Relief Defendants,
26 or any creditor or claimant against any of the Defendants or Relief Defendants,
27 or any person acting on behalf of such creditor or claimant, shall take any action
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1 to interfere with the asset freeze, including, but not limited to, the filing of any
2 lawsuits, liens, or encumbrances, or bankruptcy cases to impact the property and
3 assets subject to this order; provided, however, that any party or non-party may
4 seek leave from this order upon a proper showing.

5 **IV.**

6 IT IS HEREBY FURTHER ORDERED that Defendants Robert Yang,
7 Claudia Kano, Suncor Fontana, LLC, Suncor Hesperia, LLC, Suncor Care
8 Lynwood, LLC, or Relief Defendants Yanrob's Medical, Inc., HealthPro Capital
9 Partners, LLC, and Suncor Care, Inc. shall each, within **three business days** of
10 the date of this order, file with this Court, and serve on the SEC, at the address
11 of its counsel of record, a detailed and complete sworn accounting, which shall
12 include:

13 A. A complete schedule of all funds raised from investors by
14 Defendants Robert Yang, Claudia Kano, Suncor Fontana, LLC, Suncor
15 Hesperia, LLC, Suncor Care Lynwood, LLC, or any subsidiary, division, or
16 affiliate thereof, through the securities offerings described in the Complaint,
17 listing the name, address and phone number of each investor, the amount the
18 investor paid directly or indirectly to any of the entities and date(s) such funds
19 were received; the current locations of all such funds; the disposition of any
20 such funds including the date, amount, recipient and purpose of each
21 disbursement; the location, title and account numbers at any financial institution
22 to which any such funds have been transferred; and the amount and date of
23 payment of investment returns to each investor, if any, and the amount and date
24 of payment of any other funds returned to each investor, if any;

25 B. A complete schedule of all commissions, finder's fees, or any other
26 payments relating to the securities offerings by Defendants Robert Yang,
27 Claudia Kano, Suncor Fontana, LLC, Suncor Hesperia, LLC, Suncor Care
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1 Lynwood, LLC, or any subsidiary, division, or affiliate thereof, described in the
2 Complaint, listing the name and address and phone number of each such person
3 receiving such commissions, fees, or payments, and the amount, date, and nature
4 of any such payment;

5 C. A complete schedule of all funds, real estate, investments and other
6 assets held in the names of Defendants Robert Yang, Claudia Kano, Suncor
7 Fontana, LLC, Suncor Hesperia, LLC, Suncor Care Lynwood, LLC, or Relief
8 Defendants Yanrob's Medical, Inc., HealthPro Capital Partners, LLC, and
9 Suncor Care, Inc., or in the names of any subsidiary, affiliate, or agent or under
10 their direct or indirect control, or in which they have or have had since
11 September 2012, a direct or indirect beneficial interest, stating a description and
12 location of such assets;

13 D. A complete schedule of all accounts with any bank, financial
14 institution or brokerage firm, maintained in the names of Defendants Robert
15 Yang, Claudia Kano, Suncor Fontana, LLC, Suncor Hesperia, LLC, Suncor Care
16 Lynwood, LLC, or Relief Defendants Yanrob's Medical, Inc., HealthPro Capital
17 Partners, LLC, and Suncor Care, Inc., or the names of any subsidiary, affiliate,
18 or agent, or in which they have direct or indirect control or beneficial interest, or
19 have had any direct or indirect beneficial interest since September 2012; and

20 V.

21 IT IS HEREBY FURTHER ORDERED that Defendants Robert Yang,
22 Claudia Kano, Suncor Fontana, LLC, Suncor Hesperia, LLC, Suncor Care
23 Lynwood, LLC, and Relief Defendants Yanrob's Medical, Inc., HealthPro
24 Capital Partners, LLC, and Suncor Care, Inc., and their officers, directors,
25 successor corporations, subsidiaries and affiliates, agents, servants, employees,
26 attorneys-in-fact, and those persons in active concert or participation with them
27 who receive actual notice of this order by personal service or otherwise, and
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1 each of them, are hereby restrained from destroying, mutilating, concealing,
2 altering, or disposing of any document referring or relating in any manner to any
3 transactions described in the Complaint in this action, or to any communications
4 between or among any of the Defendants and/or Relief Defendants.

5 **VI.**

6 IT IS HEREBY FURTHER ORDERED that the SEC's application for
7 expedited discovery is GRANTED and that, commencing with the time and date
8 of this Order, in lieu of the time periods, notice provisions, and other
9 requirements of Rules 26, 30, 33, 34, 36, and 45 of the Federal Rules of Civil
10 Procedure and the corresponding Local Rules of this Court, discovery shall
11 proceed as follows:

12 A. Pursuant to Rule 30(a) of the Federal Rules of Civil Procedure, the
13 Commission, Defendants, and Relief Defendants may take depositions upon oral
14 examination on **three days**' notice of any such deposition. Depositions may be
15 taken Monday through Saturday and may be taken telephonically. The
16 Commission, Defendants, and Relief Defendants may depose such witnesses
17 after serving a deposition notice by facsimile, e-mail, mail, hand or overnight
18 courier on the witness or their counsel, and without serving a subpoena on such
19 witness;

20 B. Pursuant to Rule 33(a) of the Federal Rules of Civil Procedure, the
21 Commission, Defendants, and Relief Defendants shall answer interrogatories
22 within **three days** of service of such interrogatories. Interrogatories may be
23 served by facsimile, e-mail, mail, hand or overnight courier upon the
24 Commission, Defendants, Relief Defendants, or their counsel;

25 C. Pursuant to Rule 34(b) of the Federal Rules of Civil Procedure, the
26 Commission, Defendants, and Relief Defendants shall each produce all
27 documents requested within **three days** of service of such request, with
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1 production of the documents requested by the Commission made to the U.S.
2 Securities and Exchange Commission, Denver Regional Office, 1961 Stout St.,
3 Suite 1700, Denver, CO 80294-1961, to the attention of Zachary T. Carlyle, or
4 such other person or place as counsel for the SEC may direct in writing.

5 Requests for production may be served by facsimile, e-mail, mail, hand or
6 overnight courier upon the Commission, Defendants, Relief Defendants, or their
7 counsel;

8 D. Pursuant to Rule 36(a) of the Federal Rules of Civil Procedure, the
9 Commission, Defendants, and Relief Defendants shall respond to requests for
10 admissions within **three days** of such requests. Requests for admission may be
11 served by facsimile, e-mail, mail, hand or overnight courier upon the
12 Commission, Defendants, Relief Defendants, or their counsel; and

13 E. All written responses to requests for discovery by the Commission
14 under the Federal Rules of Civil Procedure shall be delivered by e-mail to
15 Zachary T. Carlyle, or hand or overnight courier to the U.S. Securities and
16 Exchange Commission's Denver Regional Office at 1961 Stout St., Suite 1700,
17 Denver, CO 80294, to the attention of Zachary T. Carlyle, or such other place
18 and person as counsel for the SEC may direct in writing; and

19 F. In connection with any discovery from any non-party, deposition or
20 document discovery may be had within **five days** of service of a subpoena
21 pursuant to Rule 45. Service of a subpoena may be made by facsimile, e-mail,
22 mail, hand or overnight courier.

23 VII.

24 IT IS HEREBY FURTHER ORDERED that service of this Order, the
25 Summons and Complaint may be made by facsimile, mail, e-mail, delivery by
26 commercial courier, or personally by any employee of the Securities and
27 Exchange Commission who is not counsel of record in this matter, or special
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1 process server, or any other person, or in any other manner authorized by Rule 5
2 of the Federal Rules of Civil Procedure and may be made on any registered
3 agent, officer, or director of Defendants or Relief Defendant, or by publication.

4 **VIII.**

5 IT IS HEREBY FURTHER ORDERED that Defendants and Relief
6 Defendants, and each of them, shall appear before this Court at
7 1:30 p.m. on December 21, 2015 _____ in Courtroom _____ 6 _____ of the
8 United States District Court for the Central District of California, Western
9 Division, to show cause, if any there be, why this Court should not enter a
10 Preliminary Injunction ordering preliminary relief against the Defendants and
11 Relief Defendants pursuant to Rule 65 of the Federal Rules of Civil Procedure,
12 extending the temporary relief granted in this Order until a final adjudication on
13 the merits may be had, and appointing a receiver to marshal and conserve assets
14 for the protection of investors. Defendants and Relief Defendants shall file and
15 serve any papers in opposition to the preliminary injunctive relief no later than
16 **three business days** prior to any scheduled hearing.

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18 **IX.**

19 Pursuant to Rule 65(c) of the Federal Rules of Civil Procedure, no
20 security is required of the Commission.

21 This order shall expire at the time of the hearing on the Plaintiff's
22 application for a preliminary injunction.

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1 X.

2 IT IS HEREBY FURTHER ORDERED that the Court shall retain
3 jurisdiction of this matter for all purposes. SO ORDERED, this 25th day of
4 November, 2015, at 2:21 o'clock p. m.

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8 UNITED STATES DISTRICT JUDGE
9 STEPHEN V. WILSON
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