

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

-vs-

Case No. 6:06-cv-137-Orl-19KRS

**EDWARD S. DIGGES, JR., NEXSTAR
COMMUNICATIONS, LLC, TMT
EQUIPMENT COMPANY, LLC, TMT
MANAGEMENT GROUP, LLC, POSA,
LLC, POSA TMT, LLC, TELEVEST
COMMUNICATIONS, LLC, TELEVEST
GROUP, LLC, SPIN DRIFT, LLC,**

Defendants.

ORDER AND NOTICE OF HEARING

TAKE NOTICE that an evidentiary hearing on the Motion by the Securities and Exchange Commission for Order Requiring Defendant Edward S. Digges to Show Cause Why He Should Not Be Held In Contempt of the Court-Ordered Asset Freeze and Receiver's Notice of Joinder in Motion by the Securities and Exchange Commission for Order Requiring Defendant Edward S. Digges to Show Cause Why He Should Not Be Held In Contempt of the Court-Ordered Asset Freeze, doc. no. 79 & 80, will be held before the undersigned on **MONDAY, OCTOBER 16, 2006 at 8:30 A.M.** in Courtroom #5, George C. Young U.S. Courthouse and Federal Building, 80 North Hughey Avenue, Orlando, Florida. The Court has reserved six hours for the hearing.¹

¹ The Court has reserved 8:30 a.m. to 11:30 a.m. and 2:00 p.m. through 5:00 p.m. for the hearing. Immediately after the lunch break, the Court must attend to a previously scheduled criminal hearing.

It is further **ORDERED**, pursuant to the Order Granting Permanent Injunction, Freezing Assets, Appointing a Receiver, and Other Ancillary Relief, doc. No. 15 (the "Court-Ordered Asset Freeze"), that pending the outcome of the motions that are the subject of this hearing, Defendant Edward S. Digges, Jr., personally or in his capacity as officer or agent of another person or entity, shall not directly or indirectly transfer, set off, receive, change, sell, pledge, assign, liquidate or otherwise dispose of or withdraw any assets and property owned by, controlled by, or in the possession of Chilham, LLC. It is further **ORDERED** pursuant to the Court-Ordered Asset Freeze that any funds or property acquired by Defendant Digges, or his agents, servants, employees, attorneys, family members or other persons in active concert or participation with them as a result of the transfer, set off, receipt, change, sale, pledge, assignment, liquidation or other disposition of assets and property owned or controlled by or in the possession of Chilham, LLC since the issuance of the Court-Ordered Asset Freeze shall be maintained and not otherwise distributed, sold, assigned, transferred, or otherwise encumbered pending the outcome of the motions that are the subject of the hearing.

It is further **ORDERED** that Defendant Edward S. Digges, Jr., and any other individual or entity who wishes to assert a claim to assets or property acquired directly or indirectly through Chilham LLC since the issuance of the Court-Ordered Asset Freeze shall personally appear before the Court at 8:30 a.m. on Monday, October 16, 2006, to show cause why such assets or property should not be delivered to the receivership estate.

It is further **ORDERED** that Defendant Digges shall also appear before the Court at 8:30 a.m. on Monday, October 16, 2006, to show cause why he should not be held in contempt of Court for violation of the Court-Ordered Asset Freeze, including presenting an accounting of all assets or property of Chilham, LLC that he has caused to be transferred, set off, received, changed, sold, pledged, assigned, liquidated or otherwise disposed of since the date that the Court-Ordered Asset

Freeze was issued. **Failure to appear before the Court as required may result in sanctions against Defendant Digges, including issuance of an arrest warrant.**

It is further **ORDERED** that the Securities and Exchange Commission shall forthwith cause a copy of this Order and Notice of Hearing to be Served on Defendant Edward S. Digges, Jr., and upon each individual or entity to whom the SEC believes assets or other property owned or controlled by or in the possession of Chilham, LLC has been transferred, set off, received, changed, sold, pledged, assigned, liquidated or otherwise disposed of in violation of the Court-Ordered Asset Freeze. It is further **ORDERED** that the SEC shall submit proof of such service before or at the commencement of the hearing.

The parties shall provide the Court with two copies of their respective witness lists and exhibits lists and a single copy of each exhibit the party intends to offer into evidence at the commencement of the hearing.

DONE and ORDERED in Orlando, Florida on October 12, 2006.

Karla R. Spaulding

KARLA R. SPAULDING
UNITED STATES MAGISTRATE JUDGE

Copies furnished to:

Counsel of Record
Any Unrepresented Party

PLEASE NOTE: Photo I.D. is required to enter the United States Courthouse. Also, **cellular telephones** and **laptop computers** are prohibited in the Courthouse unless otherwise allowed pursuant to order of the Court.