

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**STATE OF CALIFORNIA**  
**BUSINESS, TRANSPORTATION AND HOUSING AGENCY**  
**DEPARTMENT OF CORPORATIONS**

**TO:** NBC-Alliance.biz  
Trans AMM Net  
Suihan Xiao  
5433 S. University Avenue, Apt. 2N  
Chicago, Illinois 60615

XO Comm  
Concentric Network Corporation  
1400 Parkmoor Avenue  
San Jose, California 95126-3429

**DESIST AND REFRAIN ORDER**

**(For violations of sections 17200 and 17403 of the California Financial Code)**

The California Corporations Commissioner finds that:

1. NBC-Alliance.biz, Trans AMM Net, Suihan Xiao, XO Comm, and Concentric Network Corporation have engaged in the business of an escrow agent by advertising escrow services over the internet at [www.nbc-alliance.biz](http://www.nbc-alliance.biz) from 2004 to the present as follows:

a) NBC-Alliance.biz represents on its website that the process works as follows: The parties agree to the terms of the transaction. The buyer then sends the funds to NBC-Alliance.biz, and NBC-Alliance.biz authorizes the seller to send the merchandise to the buyer for inspection and approval. Once the buyer approves the merchandise, NBC-Alliance.biz releases the funds to the seller, and the transaction is complete.

b) NBC-Alliance.biz, Trans AMM Net, Suihan Xiao, XO Comm, and Concentric Network Corporation have represented themselves to be licensed escrow agents by claiming that the

1 company is “fully licensed and accredited as an escrow company.”

2  
3 2. Neither NBC-Alliance.biz, Trans AMM Net, Suihan Xiao, XO Comm, nor Concentric  
4 Network Corporation has been issued a license from the Commissioner authorizing them to conduct  
5 business as an escrow agent, as required by California Financial Code section 17200.

6  
7 3. Neither NBC-Alliance.biz, Trans AMM Net, Suihan Xiao, XO Comm, nor Concentric  
8 Network Corporation is exempt from the licensing requirements of Section 17200.

9  
10 4. Neither NBC-Alliance.biz, Trans AMM Net, Suihan Xiao, XO Comm, nor Concentric  
11 Network Corporation has been issued a license from the Commissioner authorizing them to use  
12 words indicating that they are in the escrow business, as required by California Financial Code  
13 section 17403.

14  
15 Based upon the foregoing findings, the California Corporations Commissioner is of the opinion that  
16 NBC-Alliance.biz, Trans AMM Net, Suihan Xiao, XO Comm, and Concentric Network Corporation  
17 and their officers directors, partners, agents, employees and/or servants are in violation of California  
18 Financial Code sections 17200 and 17403(a). Pursuant to California Financial Code section 17416,  
19 NBC-Alliance.biz, Trans AMM Net, Suihan Xiao, XO Comm, and Concentric Network Corporation  
20 are hereby ordered to desist and refrain from engaging in the business of receiving escrows for  
21 deposit or delivery without first obtaining a license from the Commissioner. Pursuant to California  
22 Financial Code section 17403(b), NBC-Alliance.biz, Trans AMM Net, Suihan Xiao, XO Comm, and  
23 Concentric Network Corporation are further ordered to immediately desist and refrain from issuing,  
24 circulating, or publishing any advertisement by means of any communication, including any website,  
25 or making use of or circulating any letterheads, billheads, blank notes, blank receipts, blank escrow  
26 instructions, certificates, circulars, or any written or printed paper containing any fictitious or  
27 corporate name or other words indicating that they are in the escrow business.

1 This Order is necessary, in the public interest, for the protection of investors and consistent with the  
2 purposes, policies and provisions of the California Escrow Law. This order shall remain in full force  
3 and effect until further order of the California Corporations Commissioner.

4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: March 10, 2005  
Sacramento, California

WILLIAM P. WOOD  
California Corporations Commissioner

By: \_\_\_\_\_  
WAYNE STRUMPFER  
Acting Deputy Commissioner  
Enforcement Division