

1 UNITED STATES DISTRICT COURT
2 CENTRAL DISTRICT OF CALIFORNIA

3 SECURITIES AND EXCHANGE
4 COMMISSION,

5 Plaintiff,

Case No. SACV11-01466
JVS MLGx

Hon. James V. Selna

7 v.

8 THOMAS RUBIN, CHRISTOPHER
9 SCOTT, BGLR ENTERPRISES, LLC, and
10 E-INFO SOLUTIONS LLC,

11 Defendants.

12 **JUDGMENT AS TO DEFENDANT CHRISTOPHER SCOTT**

13 The Securities and Exchange Commission having filed a Complaint and
14 Defendant Christopher Scott having entered a general appearance; consented to the
15 Court's jurisdiction over Defendant and the subject matter of this action; consented
16 to entry of this Judgment without admitting or denying the allegations of the
17 Complaint (except as to jurisdiction); waived findings of fact and conclusions of
18 law; and waived any right to appeal from this Judgment:
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22 I.

23 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant
24 and Defendant's agents, servants, employees, attorneys, and all persons in active
25 concert or participation with them who receive actual notice of this Final Judgment
26 by personal service or otherwise are permanently restrained and enjoined from
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1 violating, directly or indirectly, Section 10(b) of the Securities Exchange Act of
2 1934 (the "Exchange Act") [15 U.S.C. § 78j(b)] and Rule 10b-5 promulgated
3 thereunder [17 C.F.R. § 240.10b-5], by using any means or instrumentality of
4 interstate commerce, or of the mails, or of any facility of any national securities
5 exchange, in connection with the purchase or sale of any security:
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7 (a) to employ any device, scheme, or artifice to defraud;

8 (b) to make any untrue statement of a material fact or to omit to state a
9 material fact necessary in order to make the statements made, in the
10 light of the circumstances under which they were made, not
11 misleading; or
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13 (c) to engage in any act, practice, or course of business which operates or
14 would operate as a fraud or deceit upon any person.
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17 II.

18 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant
19 and Defendant's agents, servants, employees, attorneys, and all persons in active
20 concert or participation with them who receive actual notice of this Final Judgment
21 by personal service or otherwise are permanently restrained and enjoined from
22 violating, directly or indirectly, Section 17(a) of the Securities Act of 1933 (the
23 "Securities Act") [15 U.S.C. § 77q(a)], directly or indirectly, by the use of any
24 means or instruments of transportation or communication in interstate commerce or
25 by use of the mails, in the offer or sale of securities:
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- 1 (a) to employ any device, scheme, or artifice to defraud;
- 2 (b) to obtain money or property by means of any untrue statement of a
- 3 material fact or any omission to state a material fact necessary in order
- 4 to make the statements made, in light of the circumstances under
- 5 which they were made, not misleading; or;
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- 8 (c) to engage in transactions, practices, or courses of business which
- 9 operate or would have operated as a fraud or deceit upon the
- 10 purchaser.
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12 III.

13 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED

14 that Defendant and Defendant's agents, servants, employees, attorneys, and all

15 persons in active concert or participation with them who receive actual notice of

16 this Judgment by personal service or otherwise are permanently restrained and

17 enjoined from violating Section 5(a) and 5(c) of the Securities Act [15 U.S.C. §

18 77e] by, directly or indirectly, in the absence of any applicable exemption:

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- 21 (a) Unless a registration statement is in effect as to a security, making use
- 22 of any means or instruments of transportation or communication in
- 23 interstate commerce or of the mails to sell such security through the
- 24 use or medium of any prospectus or otherwise; or
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- 26 (c) Making use of any means or instruments of transportation or
- 27 communication in interstate commerce or of the mails to offer to sell
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1 or offer to buy through the use or medium of any prospectus or
2 otherwise any security, unless a registration statement has been filed
3 with the Commission as to such security, or while the registration
4 statement is the subject of a refusal order or stop order or (prior to the
5 effective date of the registration statement) any public proceeding or
6 examination under Section 8 of the Securities Act [15 U.S.C. § 77h].
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9 IV.

10 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED
11 that pursuant to Section 20(g) of the Securities Act [15 U.S.C. § 77t(g)] and Section
12 21(d)(6) of the Exchange Act [15 U.S.C. § 78u(d)(6)], Defendant is prohibited for
13 five years following the date of entry of this Judgment, from participating in an
14 offering of penny stock, including engaging in activities with a broker, dealer, or
15 issuer for purposes of issuing, trading, or inducing or attempting to induce the
16 purchase or sale of any penny stock. A penny stock is any equity security that has a
17 price of less than five dollars, except as provided in Rule 3a51-1 under the
18 Exchange Act [17 C.F.R. 240.3a51-1].
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22 V.

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24 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that, pursuant
25 to Section 21(d)(2) of the Exchange Act [15 U.S.C. § 78u(d)(2)] and Section 20(e)
26 of the Securities Act [15 U.S.C. § 77t(e)], Defendant is prohibited, for five years
27 following the date of entry of this Final Judgment, from acting as an officer or
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1 director of any issuer that has a class of securities registered pursuant to Section 12
2 of the Exchange Act [15 U.S.C. § 78l] or that is required to file reports pursuant to
3 Section 15(d) of the Exchange Act [15 U.S.C. § 78o(d)].
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5 VI.

6 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED
7 that Defendant shall be liable for disgorgement of \$112,056, representing profits
8 gained as a result of the conduct alleged in the Complaint, together with
9 prejudgment interest thereon in the amount of \$12,604.34, and a civil penalty in the
10 amount of \$75,000 pursuant to Section 20(d) of the Securities Act [15 U.S.C.
11 § 77t(d)] and 21(d)(3) of the Exchange Act [15 U.S.C. § 78u(d)(3)], all of which the
12 Defendant is jointly and severally liable with the entity, E-Info Solutions, LLC.
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15 Defendant shall pay the total of disgorgement, prejudgment interest, and
16 penalty due of \$199,660.34 to the Commission according to the following schedule:
17 (1) \$59,898.10 within 14 days of the entry of this Final Judgment; (2) \$139,762.24
18 within 364 days of the entry of this Final Judgment plus post judgment interest,
19 which accrues pursuant to 28 U.S.C. § 1961 on any unpaid amounts due after 14
20 days of the entry of Final Judgment. Payments shall be deemed made on the date
21 they are received by the Commission and shall be applied first to post judgment
22 interest, which accrues pursuant to 28 U.S.C. § 1961 on any unpaid amounts due
23 after 14 days of the entry of Final Judgment. Prior to making the final payment set
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1 forth herein, Defendant shall contact the staff of the Commission for the amount
2 due for the final payment.

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4 If Defendant fails to make any payment by the date agreed and/or in the
5 amount agreed according to the schedule set forth above, all outstanding payments
6 under this Final Judgment, including post-judgment interest, minus any payments
7 made, shall become due and payable immediately at the discretion of the staff of the
8 Commission without further application to the Court.

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10 Defendant may transmit payment electronically to the Commission, which
11 will provide detailed ACH transfer/Fedwire instructions upon request. Payment
12 may also be made directly from a bank account via Pay.gov through the SEC
13 website at <http://www.sec.gov/about/offices/ofm.htm>. Defendant may also pay by
14 certified check, bank cashier's check, or United States postal money order payable
15 to the Securities and Exchange Commission, which shall be delivered or mailed to
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18 Enterprise Services Center

19 Accounts Receivable Branch

20 6500 South MacArthur Boulevard

21 Oklahoma City, OK 73169

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24 and shall be accompanied by a letter identifying the case title, civil action number,
25 and name of this Court; Defendant's as a defendant in this action; and specifying
26 that payment is made pursuant to this Final Judgment.
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1 Defendant shall simultaneously transmit photocopies of evidence of payment
2 and case identifying information to the Commission's counsel in this action. By
3 making this payment, Defendant relinquishes all legal and equitable right, title, and
4 interest in such funds and no part of the funds shall be returned to Defendant. The
5 Commission shall send the funds paid pursuant to this Final Judgment to the United
6 States Treasury. Defendant shall pay post-judgment interest on any delinquent
7 amounts pursuant to 28 USC § 1961.
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11 VII.

12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this
13 Court shall retain jurisdiction of this matter for the purposes of enforcing the terms
14 of this Judgment.
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17 Dated: May 21, _____
2013



18 JAMES V. SELNA
19 UNITED STATES DISTRICT JUDGE
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