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 9 **UNITED STATES DISTRICT COURT**
 10 **CENTRAL DISTRICT OF CALIFORNIA**

11 SECURITIES AND EXCHANGE
 12 COMMISSION,

13 Plaintiff,

14 v.

15 AHMAD HARIS TAJYAR,
 ZACHARY W. R. BRYANT,
 16 OMAR AHMAD TAJYAR, and
 VISPI B. SHROFF,

17 Defendants,

18 and

19 DIONYSUS CAPITAL, LP,

20 Relief Defendant.

Case No. CV 09-03988 JFW (PJWx)

**JUDGMENT OF PERMANENT
 INJUNCTION AND OTHER
 RELIEF AS TO DEFENDANT
 OMAR AHMAD TAJYAR**

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1 The Securities and Exchange Commission having filed a Complaint and
2 Defendant Omar Ahmad Tajyar having entered a general appearance; consented to
3 the Court's jurisdiction over Defendant and the subject matter of this action;
4 consented to entry of this Judgment without admitting or denying the allegations of
5 the Complaint (except as to jurisdiction); waived findings of fact and conclusions
6 of law; and waived any right to appeal from this Judgment:

7 I.

8 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant
9 and Defendant's agents, servants, employees, attorneys, and all persons in active
10 concert or participation with them who receive actual notice of this Judgment by
11 personal service or otherwise are permanently restrained and enjoined from
12 violating, directly or indirectly, Section 10(b) of the Securities Exchange Act of
13 1934 (the "Exchange Act"), 15 U.S.C. § 78j(b), and Rule 10b-5 thereunder,
14 17 C.F.R. § 240.10b-5, by using any means or instrumentality of interstate
15 commerce, or of the mails, or of any facility of any national securities exchange, in
16 connection with the purchase or sale of any security:

- 17 (a) to employ any device, scheme, or artifice to defraud;
- 18 (b) to make any untrue statement of a material fact or to omit to state a
19 material fact necessary in order to make the statements made, in the
20 light of the circumstances under which they were made, not
21 misleading; or
- 22 (c) to engage in any act, practice, or course of business which operates or
23 would operate as a fraud or deceit upon any person.

24 II.

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that
26 Defendant and Defendant's agents, servants, employees, attorneys, and all persons
27 in active concert or participation with them who receive actual notice of this
28 Judgment by personal service or otherwise are permanently restrained and enjoined

1 from violating Section 17(a) of the Securities Act of 1933 (the “Securities Act”),
2 15 U.S.C. § 77q(a), in the offer or sale of any security by the use of any means or
3 instruments of transportation or communication in interstate commerce or by use
4 of the mails, directly or indirectly:

- 5 (a) to employ any device, scheme, or artifice to defraud;
- 6 (b) to obtain money or property by means of any untrue statement of a
7 material fact or any omission of a material fact necessary in order to
8 make the statements made, in light of the circumstances under which
9 they were made, not misleading; or
- 10 (c) to engage in any transaction, practice, or course of business which
11 operates or would operate as a fraud or deceit upon the purchaser.

12 III.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that,
14 pursuant to Section 21(d)(2) of the Exchange Act, 15 U.S.C. § 78u(d)(2), and
15 Section 20(e) of the Securities Act, 15 U.S.C. § 77t(e), Defendant is prohibited
16 from acting as an officer or director of any issuer that has a class of securities
17 registered pursuant to Section 12 of the Exchange Act, 15 U.S.C. § 78l, or that is
18 required to file reports pursuant to Section 15(d) of the Exchange Act, 15 U.S.C.
19 § 78o(d).

20 IV.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that
22 Defendant shall pay disgorgement of ill-gotten gains, prejudgment interest thereon,
23 and a civil penalty pursuant to Section 21A of the Exchange Act, 15 U.S.C. § 78u-
24 1. The Court shall determine the amounts of the disgorgement and civil penalty
25 upon motion of the Commission. Prejudgment interest shall be calculated from the
26 date of each trade, based on the rate of interest set forth in 26 U.S.C. § 6621. In
27 connection with the Commission’s motion for disgorgement, prejudgment interest,
28 and civil penalties, and at any hearing held on such a motion: (a) Defendant will be

1 precluded from arguing that he did not violate the federal securities laws as alleged
2 in the Complaint; (b) Defendant may not challenge the validity of the Consent or
3 this Judgment; (c) solely for the purposes of such motion, the allegations of the
4 Complaint shall be accepted as and deemed true by the Court; and (d) the Court
5 may determine the issues raised in the motion on the basis of affidavits,
6 declarations, excerpts of sworn deposition or investigative testimony, and
7 documentary evidence, without regard to the standards for summary judgment
8 contained in Rule 56(c) of the Federal Rules of Civil Procedure. In connection
9 with the Commission's motion for disgorgement, prejudgment interest, and civil
10 penalties, the parties may take discovery, including discovery from appropriate
11 non-parties.

12 V.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the
14 Consent is incorporated herein with the same force and effect as if fully set forth
15 herein, and that Defendant shall comply with all of the undertakings and
16 agreements set forth therein.

17 VI.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this
19 Court shall retain jurisdiction of this matter for the purposes of enforcing the terms
20 of this Judgment.

21 VII.

22 There being no just reason for delay, pursuant to Rule 54(b) of the Federal
23 Rules of Civil Procedure, the Clerk is ordered to enter this Judgment forthwith and
24 without further notice.

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26 Dated: April 19, 2011

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HON. JOHN F. WALTER
28 UNITED STATES DISTRICT JUDGE