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 11 United States of America

12 UNITED STATES DISTRICT COURT
 13 FOR THE CENTRAL DISTRICT OF CALIFORNIA
 14

15 UNITED STATES OF AMERICA,
 16 Plaintiff,
 17 v.

No. CV 15-8857-SJO (AFMx)
 CONSENT JUDGMENT [31]

18 FAHIM SHAH, an individual; FIROZ
 19 LOKHANDWALA, an individual,
 20 Defendants.
 21

1 The Court, having reviewed the Stipulation for Entry of Consent Judgment by and
2 between Plaintiff United States of America and Defendant Fahim Shah (“Defendant”),
3 and good cause existing therefor,

4 IT IS HEREBY ORDERED ADJUDICATED AND DECREED:

5 1. This Court has subject matter jurisdiction over this civil action, and
6 personal jurisdiction over Defendant, who waives any and all objections to the Court’s
7 jurisdiction.

8 2. Defendant admits to all factual allegations set forth in the Complaint.

9 3. Judgment shall enter against Defendant for \$1,142,215.87. This amount
10 includes \$961,140.30 in principal and \$181,075.57 in accrued interest as of August 23,
11 2016.

12 4. Payment Provision: Beginning on or before October 1, 2016, Defendant
13 shall make a payment of \$50,000.00 toward the balance of \$1,142,215.87. Thereafter,
14 Defendant shall pay \$2,000.00 in monthly installments, paid on or by the first day of
15 every month, until the judgment is paid in full.

16 Defendant shall make payments at <https://www.pay.gov> to the U.S. Department of
17 Justice account, in accordance with instructions provided to Defendant by the Financial
18 Litigation Section of the United States Attorney’s Office for the Central District of
19 California. Defendant shall make payments on the first day of every month. A payment
20 is considered delinquent if it is more than fifteen (15) days late.

21 5. Default Provision: If Defendant’s monthly payments are delinquent on
22 three or more months in any consecutive, twelve-month period, Plaintiff may, in its sole
23 discretion and without the obligation to seek authorization from the Court, initiate
24 enforcement action(s) against Defendant to collect payments on this judgment.

25 6. Defendant waives any judicial challenge to the Plaintiff’s decision to act
26 under the Default Provisions, except Defendant will retain the right to make a judicial
27 challenge based solely upon evidence that Defendant was not delinquent on three or
28 more months in any consecutive twelve-month period. Defendant will provide written

1 notice, with documentary evidence and a declaration, evidencing the fact that Defendant
2 was not delinquent on three or more months in any consecutive twelve-month period to
3 the United States at least five (5) court days prior to filing any judicial challenge.

4 7. Plaintiff will record this judgment pursuant to 28 U.S.C. § 3201, against
5 Defendant. Plaintiff agrees to take no additional action to enforce this judgment unless
6 Defendant is delinquent on three or more months in any twelve-month period.

7 8. Defendant will not be subject to any prepayment penalties.

8 9. Defendant shall provide Plaintiff with a current financial statement and tax
9 returns beginning on October 30, 2017, and on October 30th of each year thereafter.
10 Defendant shall also provide Plaintiff with written notification of any material change to
11 his financial condition, employment, residence, or telephone number within ten (10)
12 days of such change.

13 10. If Defendant commences any case, proceeding, or other action under any
14 law relating to bankruptcy or for relief from debts, Defendant will not argue, contend or
15 otherwise take the position that Defendant's obligations under the stipulated consent
16 judgment may or should be avoided. Additionally, Defendant will not challenge, in such
17 proceeding, Plaintiff's right to file a proof of claim the balance due and owing at the time
18 of the filing of such case, proceeding or other action, inclusive of any post-judgment
19 accruals of interest, fees and penalties.

20 11. Each party will bear its own legal and other costs incurred in connection
21 with this matter.

22
23 Dated: September 22, 2016



24 S. JAMES OTERO

25 UNITED STATES DISTRICT JUDGE
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1 Presented by:
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8 /s/ Zoran J. Segina _____
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